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Vol. 15



Mr. Crawford

IN THE MATTER OF The Public Inquiries Act, being Chapter 258 of The Revised Statutes of Alberta, 1955, and Amendments thereto; and,

IN THE MATTER OF an Inquiry by a Royal Commission into the matters set out in Order-in-Council 861/67 respecting the use or attempted use by the Honourable Alfred J. Hooke of his office as a member of the Executive Council of Alberta, and the use or attempted use by Edgar W. Hinman of his office as a member of the Executive Council of Alberta.

PROCEEDINGS BEFORE
THE HONOURABLE MR. JUSTICE
W. J. C. KIRBY

C. W. CLEMENT, Esq., Q.C.,
S. A. FRIEDMAN, Esq., Q.C.,
S. H. McCUAIG, Esq., Q.C.
L. MAYNARD, Esq., Q.C.,
W. B. GILL, Esq., Q.C.,

G. A. C. STEER, Esq., Q.C.
D. H. BOWEN, Esq., Q.C.
N. S. CRAWFORD, Esq., and
J. D. HILL, Esq.
G. S. D. Wright, Esq.

Commission Counsel
Departments of Government
E. W. Hinman, Esq.
The Honourable Alfred J. Hooke
G. A. Turcott, Esq.
Mr. Neil Reimer
Dr. C. A. Allard
Liberal Association of Alberta
Progressive Conservative Party of
Alberta
Alberta New Democratic Party

W. ALAN SHORT, ESQ.,
Clerk to the Commission.

VOLUME No. 15

DATE October 4th, 1967

(Pages 1455 - 1553)

Supreme Court Reporters

EDMONTON, ALBERTA

IN THE MATTER OF The Public Accession Act, being Chapter 238 of The
Revised Statutes of Alberta

I N D E X

IN THE MATTER OF an Inquiry by a Special Commissioner into the matters
set out in Order-in-Council 981/67 respecting the use or attempted
use by the Honorable Mr. Justice HARRY LASH in his office as a member of
the Executive Council of Alberta, and the use or attempted use by
Roger W. Stinson of his office as a member of the Executive Council
of Alberta.

V O L U M E 15

October 4th, 1967

WITNESSES:

HARRY LASH

Examination by Mr. Clement	1455
Examination by Mr. Gill	1493
Examination by Mr. Crawford	1530
Examination by Mr. Wright	1541

C. W. CLEMENT, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
S. A. FREDMAN, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
S. H. McQUAIG, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
L. MAYNARD, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
W. B. GILL, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
D. A. C. SUTHER, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
D. B. DOWNS, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
H. S. CRAWFORD, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
J. B. HILL, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH
G. S. D. WRIGHT, Esq., B.A., LL.B., Counsel for the Crown	Mr. Justice HARRY LASH

INDEX

VOLUME 12

October 4th, 1967

WITNESSES:

HARRY LASH

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DATE October 4th, 1967.....

(Pages 1455 - 1553)

Supreme Court Reporters

EDMONTON, ALBERTA

1-P-1

H. Lash - Clement Ex.

PROCEEDINGS before The Honourable
Mr. Justice W.J.C. Kirby, this 11th
day of October, A.D. 1967, at 9:00
o'clock in the forenoon, at the
Court House, in the City of Edmonton,
Province of Alberta.

I N D E XV O L U M E 15

THE COMMISSIONER: Mr. Clement?

MR. CLEMENT: October 4th, 1967 Mr. Lash.HARRY LASH, sworn, examined by Mr. Clement.

Q Would you just be seated Mr. Lash please. Mr. Lash, your

WITNESSES: HARRY LASH

A Yes.

Q And you have	Examination by Mr. Clement	1455	ing this
	Examination by Mr. Gill	1493	
Inquiry?	Examination by Mr. Crawford	1530	
	Examination by Mr. Wright	1541	

A Yes.

Q You had made your home in Edmonton before you moved to
Montreal?

A Yes.

Q And you had been in the Civil Service during the time you
made your home here?

A Yes.

Q Mr. Lash, we are particularly concerned with the period
starting day, the beginning of the year 1951 and on until
you left to go to Montreal. I understand that you left
in the late spring of 1957?

A Yes.

Q Commencing then with the beginning of the year 1951, what
post did you occupy in the Civil Service?

A At the start of 1951 I was planning technician, I believe,

1-P-1

H. Lash - Clement Ex.

PROCEEDINGS before The Honourable
Mr. Justice W.J.C. Kirby, this 4th
day of October, A.D. 1967, at 9:00
o'clock in the morning, at the
Court House, in the City of Edmonton,
Province of Alberta.

THE COMMISSIONER: Mr. Clement?

MR. CLEMENT: Sir. I call Mr. Lash.

HARRY LASH, sworn, examined by Mr. Clement:

Q Would you just be seated Mr. Lash please. Mr. Lash, your home is now in Montreal?

A Yes.

Q And you have come here for the purposes of assisting this Inquiry?

A Yes.

Q You had made your home in Edmonton before you moved to Montreal?

A Yes.

Q And you had been in the Civil Service during the time you made your home here?

A Yes.

Q Mr. Lash, we are particularly concerned with the period starting say, the beginning of the year 1951 and on until you left to go to Montreal. I understand that you left in the late spring of 1957?

A Yes.

Q Commencing then with the beginning of the year 1951, what post did you occupy in the Civil Service?

A At the start of 1951 I was planning technician, I believe,

1-P-2

H. Lash - Clement Ex.

A (cont.) was the title in the Planning Branch of the Public Works Department under Mr. Holloway, Director of Surveys and Town Planning.

Q Yes, the Department of Highways and then did your position change a little later in that year?

A Sometime during the spring the administration of the Town and Rural Planning Act was transferred to the Minister of Municipal Affairs at about this time I was made the Director of Town and Rural Planning.

Q And who did you succeed in that post?

A Mr. Holloway.

Q Mr. Lash, as Director of Planning, if I may just shorten it up that way, as Director of Planning were you ex officio a member of the Provincial Planning Advisory Board?

A Yes.

Q Any particular capacity?

A Executive Member I believe is what it was called.

Q Not the Chairman?

A No.

Q I think the Chairman, for a time, was the Minister in charge of the portfolio of Municipal Affairs, was it not?

A Yes, the Minister was Chairman. This was a practice for several years that the Minister be Chairman of the Board.

Q Yes, and at that moment of time, the spring of 1951, who was the Minister of Municipal Affairs, do you remember?

A Mr. Gerhart.

1-P-3

H. Lash - Clement Ex.

Q Mr. Gerhart, and how long did that continue in your recollection?

A Well, my recollection is not very --

Q Well --

A I have a note of what I picked up from the Exhibits file which seems to me to be correct.

Q It seems to me it was August of 1955?

A Yes. Mr. Gerhart was not Minister that long.

Q No, I believe Mr. Hinman --

A Mr. Hinman came in at the beginning of 1955.

Q And then Mr. Hooke?

A And then Mr. Hooke.

Q Now Mr. Lash the easy point of starting for the purposes of your evidence is Exhibit 159 which I believe you looked at yesterday to refresh your memory of these events of some standing?

THE COMMISSIONER: Mr. Clement, I don't wish to interrupt you but I note we have Mr. Wilson here again and I wonder if we require him today?

MR. CLEMENT: I don't think there is any possibility of reaching Mr. Wilson today, sir. Perhaps Mr. Friedman -- it might be sometime tomorrow that we will reach Mr. Wilson but I think it probably won't even be tomorrow because there is two or three witnesses I would like to bring on before Mr. Wilson.

THE COMMISSIONER: I think perhaps we will release Mr. Wilson on the basis that we will notify him when he has to

1-P-4

H. Lash - Clement Ex.

THE COMMISSIONER: (cont.) appear so that he doesn't have to come down every day. We will notify you Mr. Wilson.

MR. WILSON: Thank you.

Q MR. CLEMENT: Mr. Lash, Exhibit 159 is an application made by John H. Campbell to the Municipal District of Strathcona, proposing a townsite project on a location a few miles east of the City of Edmonton and it is dated November 9th, 1951. The evidence shows that the Municipal District of Strathcona forwarded that at the end of November to the Edmonton District Planning Commission and we have word of the function of the Planning Commission at that time. Were you a member of the Planning Commission?

A Yes.

Q Representing a branch of the Government?

A Representing the Department of Municipal Affairs.

Q Yes and, you assumed that representation when you were appointed as Director of Planning, did you?

A At about this time, I am not quite clear when.

Q In any event, you were a member appointed by the Government to the Edmonton District Planning Commission at the time this document, 159 was received by the Planning Commission?

A Yes.

Q Can you give Mr. Commissioner any information as to what was done respecting that application by the Commission? Perhaps I could refer you to Exhibit 160 which are the Minutes of a special committee appointed by the Commission, Minutes

1-P-5

H. Lash - Clement Ex.

Q (cont.) of a meeting of that special committee on December 5th, 1951?

A Yes. Well, I don't know what information I can give. The application was considered by the staff of the District Planning Commission.

Q And who do you mean by the staff?

A There was Mr. Plotkin who was the Director of the staff.

Q And was he a planner, that is to say, technically qualified?

A Yes.

Q And who else was on the staff please? Mr. Giffen, I presume?

A Well, I am frankly not sure whether Mr. Giffen or Mr. Gertler were there at that time.

Q Well, it is not important, it was referred in any event to the staff?

A Yes.

Q And did the special committee have the assistance of the staff in considering the matter?

A As far as I can remember, yes.

Q Were there any matters under consideration by the special committee which are not reflected in those Minutes?

A No. Well -- no, no.

Q So that as far as your recollection goes those Minutes state fairly how it was dealt with by the special committee?

A Yes.

Q The next document which was put in evidence Mr. Lash is a

1-P-6

H. Lash - Clement Ex.

Q (cont.) report bearing also the date December 5th, 1951 and prepared, as I understand it, by the Mr. Plotkin that you have referred to. Do you recall that coming before the special committee?

A I recall the report, I do not recall it specifically being in front of the committee but I would think that it had been.

Q I see. There is nothing special or particular in the report that came up for discussion so far as you recall now at the meeting of December 5th?

A No.

Q The report that I have referred to is Exhibit 161. Then Mr. Lash we come to Exhibit 162, Minutes of a meeting of the Edmonton District Planning Commission of January 5th, 1952 showing amongst those in attendance, yourself as representing the Department of Municipal Affairs. You have read those?

A Yes.

Q Is there anything beyond what appears in the Minutes that was the subject of discussion so far as you recall now?

A No, I don't recall anything more beyond the --

Q Yes?

A What is stated in the Minutes.

Q There is also put in evidence, Exhibit 163, a report of a committee appointed to consider proposed housing and townsite development in Section 27, the report being of a meeting held in the Commission Office on January 15th, 1952. What committee was that? I see the names stated are Mr. Holloway,

1-P-7

H. Lash - Clement Ex.

Q (cont.) Mr. Dant and Mr. Moyer?

A Yes.

Q What was the purpose of striking that committee?

A I believe that this is the committee with somewhat different membership that originally considered the application.

Q Yes, the original special committee of December 5th was Mr. Holloway, Mr. Lash, Mr. Greengrass substituting for Mr. Dant, Mr. Moyer and Mr. Payne?

A Yes.

Q Then that is two governmental representatives and a municipal representative?

A Well, Mr. Dant was with the City.

Q I am sorry, he was then representing the City of Edmonton, that is correct?

A Yes.

Q What was the purpose, do you recall, in this committee, what was its intended function?

1-M-1

H. Lash - Clement Ex.

A Well, its function was to consider whether the proposed development of the area in Strathcona as a townsite should be approved, or what recommendation could be made upon it, and to make a recommendation to the District Commission as a whole.

Q Yes. Did the commission, or either of these two committees which you have referred to, have at any time before them this document signed by Mr. Campbell, Exhibit 164, and which has been described as a critique of Mr. Plotkin's report?

A Yes, this was the second committee.

Q And that is --- .

A Yes.

Q -- the committee which --- of January 15th?

A Yes.

Q That was taken under consideration?

A Yes.

Q I am showing you now, Mr. Holloway, Exhibit 165, a letter of January 17th, 1952, written to Mr. Campbell by the Chairman of the District Planning Commission. That was done with the authority of the Commission?

A Yes.

Q So then, as of January, 1952, then, the scheme put forward by -- being put forward by Mr. Campbell had not won the approval of the Commission?

A That's right.

Q Generally speaking, from your point of view, did you subscribe to the view expressed in that letter?

1-M-2

H. Lash - Clement Ex.

A Yes.

Q What did you feel was wrong with the proposal of developing Section 27 as it appears on Exhibit 172, and indubitably surrounding territory as the matter progressed?

A Well, I don't remember the objections in detail, but it did seem to come down to the fact that it was a proposal for a considerable development, which was not in accordance with the plan which the District Commission was preparing.

Q Oh? Was the District Commission preparing some plan of some sort?

A The District Commission was -- had the duty of preparing a plan for development of the district, of the Edmonton region.

Q Oh, I see.

A And while this hadn't -- this work hadn't progressed very far, at this point, there had been certain principles which they had attempted to establish, including what was a satellite town, and this did not fit.

Q In what respect, Mr. Lash?

A In the respect that it was not self-contained within itself, did not have a balance of residents and industry, nor did it seem to have the prospect of having this, because the land did not seem to be too suitable for industry.

Q Yes.

A And further that in order to make a rather self-contained community, which a satellite should have been in the Commission's view, it was too close to Edmonton.

1-M-3

H. Lash - Clement Ex.

MR. WRIGHT: Which?

MR. CLEMENT: "Too close to Edmonton." Well, in summary, then, those are the main -- .

A Yes.

Q -- departures of this scheme from the general planning concepts -- .

A Yes.

Q -- of the Commission, is that right?

A Yes.

Q Well then, Mr. Lash, was this always under consideration by the Commission as a satellite town? There is, I suppose, a difference between a self-contained satellite town and what might be described as a residential area?

A Yes. No, that was the position at this time, and the Commission tried to have the promoters of this promote a development in another location which would meet the Commission's requirements.

Q And did the Commission have in mind any particular area that might be more suitable than the proposed area?

A I believe it was in the Fort Saskatchewan area, but I'm not -- it was anyway, in this stretch along the river, and closer to the river.

Q And farther away?

A Yes.

Q And was that suggestion made to the developer?

A Yes.

Q Whom do you recall dealing with at that time, Mr. Lash?

1-M-4

H. Lash - Clement Ex.

A Myself?

Q Yes. I mean, Mr. Campbell presented the application; did he --- .

A Yes.

Q -- come before the Commission?

A Yes, oh yes.

Q And made representations?

A Yes.

Q Did anyone else come forward in support of the application?

A I don't recall anyone at that particular time.

Q Did you understand that Mr. Campbell had some associates?

A Yes.

Q And who did you understand them to be?

A Well, the only associate that I knew of, or that I had been told about, was that the land in question was owned by Mr. Hooke -- or part of the land in question was owned by Mr. Hooke.

Q Yes. Beyond that you knew of no interests associated with Mr. Campbell in this application?

A No, I don't recall.

Q But then, this was -- in your understanding did this go further than mere ownership of the land, on the part of Mr. Hooke?

A I had no other information other than the land was -- belonged -- .

Q Just a portion?

A Yes.

1-M-5

H. Lash - Clement Ex.

Q Do you recall anything transpiring with reference to this application, then, after the letter of January, 1952 -- and perhaps it might be of some assistance to show you Exhibit 167, which is a letter dated July 17th, 1952, from the Secretary of the Commission to the Secretary of the M.D. of Strathcona.

A Well, I don't recall this very well at all. It doesn't -- it is just a referral to the -- to me at the Town Planning Branch, but I don't really remember what brought this on.

Q I see. The next documentary record we have of the course of events, Mr. Lash, is Exhibit 168, which contains relevant excerpts of the Minutes of the Planning Commission, and its executive committee and so on, dealing with the matter, and commencing July 24th, 1953. Is there any activity that you can recall between July of 1952 and July of 1953? Did it come before the Commission or any committee of the Commission, or yourself as Director of Planning? Was there any activity at all that you can recall during this period of time?

A I can't recall any specific activity, although wheels were turning somehow. I remember, for example, that there at one time were plans for a proposed townsite submitted, plans which have not -- were not among the exhibits I saw yesterday -- and these were looked at by myself because I remember them, and they were not plans I had seen here.

Q When you were looking at them, are you able to distinguish in your capacity whether as a member of the Commission, or

1-M-6

H. Lash - Clement Ex.

Q (Cont.) Director of Planning, or was it a function of both?

A Oh, yes, I think fairly easily, because I was on the Commission and, for a certain period of time, Chairman; and this was done with the -- in fact discussion with Mr. Judge, the Deputy-Minister.

Q Of Municipal Affairs?

A Of Municipal Affairs, because the Commission and its staff were in the very early stage --- there were great inter-municipal tensions -- .

Q You mean, the Commission was in the very early stage of its development of the plans for the whole district?

A Yes, of establishing its own policies as a planning body, and -- .

Q Yes?

A -- and at the same time there were -- were rivalries between the City of Edmonton and the other member municipalities, such that it was not possible to find a chairman from among the members who was neutral enough, and so my position was -- my function there was really to act as a neutral chairman, and at the same time because I had technical knowledge, to help guide the staff in the preparation of its plan and policy, to make sure that this was being done correctly for the Commission, and this, of course, was quite different from my function in the -- .

Q As Director of Planning?

A As Director of Planning, where I was actually worrying about the technical details of plans which were presented to me

1-M-7

H. Lash - Clement Ex.

A (Cont.) for approval.

Q Yes. Well, in this -- as a matter of curiosity, Mr. Lash---

A Yes.

Q -- do you recall the nature of these rivalries between the municipalities?

A Yes. It was based on questions of municipal autonomy, and in particular between Edmonton and the Municipal District of Strathcona, where a great deal of industrial development had taken place which was of advantage to that Municipality. Edmonton was at that time housing most of the -- they lived in the City of Edmonton, and there was a movement for annexation of those industries because of this.

Q Yes, which developed as time went on into a rather acute form?

A Yes.

Q Did the Municipal District of Strathcona, in your recollection, assert any responsibility toward housing the people who were working in the industrial area within its boundaries?

A Well, they stated that they had this responsibility, and they wished to do what was necessary, and this was quite clearly, I believe, the reason why they supported the development of this quarter-section in question.

Q So far as you could see, was that an independent support by the -- ?

A Yes.

Q --- municipality, in recognition of certain responsibilities

1-M-8

H. Lash - Clement Ex.

Q (Cont.) it felt?

A Yes.

Q Very well. Did any of these plans that you have spoken of, and which you had occasion to examine during this period of time, did any of them come to you as Director of Planning -- and that is to say, had they gone through the hopper to the extent that they would reach you in your jurisdiction as Director of Planning?

A What -- until the date -- now, where are we? July, '52?

Q Well, we are in the area from July '52 to July of '53, actually. I have no documentary record of it --- .

A No, no.

Q -- I'm just searching your memory.

A I don't believe that any came to me officially. Now, unofficially, yes.

Q And that would be in connection with your work -- in connection with the work of the Commission then, would it? Or -- how do you mean "unofficially"?

A Well, to come to me officially an application would have had to be made by -- by a surveyor on behalf of the owners of the land, or the developers.

Q But officially in what capacity?

A As Director of Town and Rural Planning.

Q Yes, and would that have had to go through the Commission before it reached you?

A No, not until 1953, the middle of 1953, when the Edmonton Commission was appointed an approving authority for plans --

1-M-9

H. Lash - Clement Ex.

A (Cont.) for applications for subdivision.

Q Well, up until 1953, didn't the Director of Planning request at least in an informal way the approval of the municipal district concerned before he dealt with the matter?

A Up until '53 when the District Commission was actually made an approving authority the policy of my branch at the time was to refer such applications to the District Planning Commission, whether this was here in Edmonton or elsewhere in the Province. We did not refer these applications to the municipal districts as well, because the municipalities were members of the Commission.

Q And if the Commission submitted them to the municipality in particular for consideration, that was nothing to do with you?

A Nothing.

1-B-1

H. Lash - Clement Ex.

Q Very well, now, we come to 1953 then, Mr. Lash, and July of that year, and the first item in Exhibit 168 is a meeting of the Executive Committee of July 24th, 1953, I see you were not present and probably not a member; is there anything you can give to us of assistance on that?

A I was not present and as far as I remember I was no longer a member.

Q In July of '53?

A Yes, because I can remember the date, I was Chairman up until sometime in 1953 because the Commission gave me a watch which is engraved on the back, which is not the one I have on now. Some time after that I ceased to be a member. This was a matter of policy discussed with the Deputy Minister because I had been a member of all of these Commissions and there were becoming more of them and it was just becoming too much, and it was decided anyway there were too many problems of my not knowing which hat I had on, perhaps.

Q Yes. Let's reconsider that for a moment. I see the Minutes of a meeting of August 5th, 1953, and you attended that meeting?

A Yes.

Q So that probably you must have still been there at that time?

A As I say, I know pretty well when I was no longer in the capacity of Chairman, but when I ceased to be a member I am afraid I don't know.

Q Well, it would seem to be that by September of '53 you had

1-B-2

H. Lash - Clement Ex.

Q (Cont.) ceased to be a member, and you were not present at this meeting at which a secret ballot was taken?

A I don't know anything about it.

Q Well, in any event do you recall having seen or read or had discussions about this letter of Mr. Dant's of August 4th, 1953, which is Exhibit 171?

A No, I don't remember seeing this.

Q Do you remember Mr. Dant's position whenever the development of Campbelltown came up?

A Yes sir, he was opposed to this as well.

Q And apparently made his position clear enough?

A Yes.

Q Now, Mr. Lash, Exhibit 169 is an application, a letter I should say, by Mr. Holloway to the District Commission in the nature, forwarding a formal application on behalf of Mr. Campbell, again an application for the development of Section 27; had you left your position as a member of the Commission by the time that had been sent?

A In any event I do not remember, I do not remember this letter; I don't remember having seen it, and -

Q And obviously you were not present at the meeting of September 9th, 1953, which next followed the receipt of that letter. Now, Mr. Lash, you have looked at the various plans which have been put in evidence, some subdivision plans and some general plans or outline plans; are you able to identify any of them as having come before you in either of your capacities, member or Chairman of the Commission or

1-B-3

H. Lash - Clement Ex.

Q (Cont.) District Planner, I mean Provincial Planner?

A Yes, there is at least one which, on Exhibit 175, which is a, which has a photostat of a note which is in my handwriting.

Q Yes?

A This is from January 28th '57.

Q I will put that to one side for the moment, sir. Are there any of the others, for example (I will try and get these out again), for example there is Exhibit 177 designated as the "Cole Plan", probably that was after you had left the Service?

A Yes, this is dated in 1959 although it seems to bear a family resemblance to some earlier plans.

Q And there is Exhibit 170, which I believe is another version of the Cole Plan. No -

A No.

Q Exhibit 170, signed by Mr. Holloway; can you identify that in any respect?

A I have seen this plan at some time but exactly when I don't remember.

Q My recollection of the evidence is that it accompanied the application of August 29th 1953?

A Yes.

Q That may or may not have come before you at some stage?

A It may or may not have. I rather think it did not officially because at that time the application would have been sent direct to the Edmonton District Planning Commission,

1-B-4

H. Lash - Clement Ex.

A (cont.) they were then officially the approving authority and it would not come to my office at all.

Q Now, here is Exhibit 178, designated "Amended Overall Plan, Sherwood Park, Plan B", and it is nicely colored, it does not seem to be dated; have you any recollection of this one?

A No. It is one of the family.

Q I see.

A One of the family of the Cole Plan.

Q With a little color added, but not much else, eh?

A I remember that at one stage, I think at somebody's request, the detailed topographic mapping, contra mapping at the base of this was done, was there then, and that some of the first plans that were prepared using that map as a base; but it is hard to separate them out now. I don't recall this map with all the coloring, pretty coloring.

MR. WRIGHT: What is that Exhibit number, please?

Q MR. CLEMENT: That one, Mr. Wright, is 178.

Now then Mr. Lash, in the period while you were on the District Planning Commission you have said that Mr. Campbell appeared on occasion before the Commission, you don't have any recollection that anyone, of anyone coming with him on his appearances before the Commission?

A No, I don't remember.

Q Now, let's come to then your posting to the Director of Planning; what were the developments of that matter as you recall them from that time on until 1957 when you left the Service? Excuse me just a minute. Mr. Gill, do you want me

1-B-5

H. Lash - Clement Ex.

Q (Cont.) to leave these Exhibits out for reference?

MR. GILL: If you would, please. Thank you, Mr. Clement.

Q MR. CLEMENT: Yes?

A Well, the general position or the general sequence of events was that, I would think that it would be at some point in 1953 the District Commission had, at least the staff, Mr. Gertler at the time, had arrived at the conclusion that there was going to be some development there and it had better be planned as best it could be, rather than simply opposing the development.

Q Well, in 1953 the evidence discloses that on September 9th the District Planning Commission held a secret ballot on the general proposition, as you might say?

A Yes.

Q Put forward by that letter of August 29th 1953.

A Yes.

Q And the secret ballot was nine to six in favor of the development?

A Yes.

Q On Section 27. I presume then the inevitable was accepted by the staff, was it?

A Well, yes, I think that the staff was prepared for this result before that time.

Q I see, and on what basis, what was there in the air which would cause it to come to that early conclusion?

A Simply that there was continual discussions about the development. You know, it is so long ago, but it was

1-B-6

H. Lash - Clement Ex.

A (Cont.) evident that Mr. Campbell was continuing to press for development of that particular area and was not at all interested in other areas.

Q Yes?

A And that Strathcona in particular was inclined to, very strongly, to see if it could not get this development permitted.

Q Yes, and was the M. D. also focusing on that particular area for any particular reason, or was it just because Mr. Campbell was putting it forward and it wanted a townsite development?

A I think so. This was a concrete proposal that they had, I don't think they had any other, and so they were in favor of this one.

Q Yes, very well. How did things develop then, Mr. Lash?

A Well, there were a number of plans put forward.

Q The evidence is, Mr. Lash, that Mr. Campbell interested one or more financiers to assist him in the development, he not having the financial resources himself, and several names have been mentioned as coming up in this period of time, and taking what might be called a passing interest, having some plans drawn up by technical experts, and finally we come to Mr. Trowbridge who made a deal with Mr. Campbell in 1955 by which Mr. Campbell sold out his interests in the development to Mr. Trowbridge; if that is of assistance to you, we are aware that several plans of one sort and another were developed by differing experts?

1-B-7

H. Lash - Clement Ex.

A Yes, well, all I wanted to say was, the way the thing developed was that Mr. Campbell managed to get a particular proposal up to the point where it was apparently going to be accepted.

Q By whom?

A By the District Commission, or by myself, or by the Provincial Planning Board; and then he would, we would hear no more of it for a while, and the next thing we would know he would come up with some other proposition on a different plan, and every time this happened the whole thing was thrown open again, and we had to go, well, because quite apart from the principles of the location in terms of the regional plan, there were many times the subdivision itself, he would be proposing streets which were narrower than the requirements and no lanes, and -

Q And by the "requirements" are you speaking of the subdivision regulations?

A Yes.

Q And as a Director of Planning you were, were you empowered to modify, at least to approve a plan which did not follow with reasonable accuracy the regulations?

A I don't know whether I was empowered but the practice was that I would not, that if there was a major deviation from the regulations I would have the matter brought before the Provincial, the Planning Advisory Board.

Q Which had overall power?

A Yes.

1-B-8

H. Lash - Clement Ex.

Q To exempt from regulations?

A Yes.

Q Or change them or what you will?

A Yes.

Q So that these several plans that came before you from time to time then varied in appreciable measure from the subdivision regulations?

A Well, the first ones did, but I couldn't say that they all varied.

Q I see, they were pretty well getting whipped into shape, were they, Mr. Lash?

A Yes, it got better, there was more money clearly and better expert assistance being given to the preparation of the plans.

Q I see. I put before you Exhibit 175 which bears a notation in your handwriting?

A Yes.

Q Would you give the Inquiry your recollection of the circumstances leading up to that?

A Well, this was one of the final things as far as I was involved in this matter.

Q Well, that -

A This is -

Q Let me understand what you mean by that.

A Well, I mean -

Q That was done in 1955 and you still were with the Government for two years after that as Planner; but you mean that that

1-B-9

H. Lash - Clement Ex.

Q (Cont.) having been approved set a basis and pattern which made subsequent applications to you more infrequent, is that what you mean?

A Yes.

Q And, incidently, you tell me that that Exhibit 175 is a reduction by the photographic process from the full scale, of the full sized plan?

A Yes, it is reduced, but something I cannot figure out in my own mind is that the date on the photostat of the plan is September 1955 whereas my note refers to a Provincial Planning Advisory Board meeting of January 1957.

2-P-1

H. Lash - Clement Ex.

Q Does that memorandum of Mr. Hooke's, which you read yesterday, Exhibit -- do you remember the Exhibit number?

MR. GILL: I think it is 174, that is the memo of Mr. Hooke's of March 20th, 1958 I believe. Is that the one you were looking for?

MR. CLEMENT: Yes, thanks very much.

Q MR. CLEMENT: Exhibit 174, does that assist your recollection in any way at all?

A Not this one.

Q Well, it was written to Mr. Holloway of course after you had left?

A Yes, I think this is correct.

Q The memorandum is Exhibit 174?

A 174, up to, of course, where it deals with what was to go on after I left.

MR. GILL: Would the witness please speak up?

A Sorry. The memo is correct, except for the last part of it of which I have no knowledge.

Q MR. CLEMENT: Well, does it give you any assistance in recalling what was involved in your memo attached to Exhibit 175 and the circumstances leading up to that?

A No. I remember Mr. Hooke signing the overall plan on one occasion.

Q That is Exhibit 175?

A Yes, and --

Q How did that come about?

2-P-2

H. Lash - Clement Ex.

A Well, this is what I have been puzzling over. I am not sure but I have the impression that it was my suggestion that he do so.

Q Was he Chairman of the --

A Yes.

Q -- Provincial Planning Advisory Board at that time?

A Yes.

Q I see. Well now, just to get my mind clear again, when a plan came before you as Provincial Planner --

A Yes.

Q -- if there was some departure, you would refer it to the Board but, as I recall Mr. Dant's explanation, the Act read at that time, that you would deal with such plans on behalf of the Board so that, as I understood it, you could deal with it on your own if you wanted to or, refer it to the Board if it seemed proper and, in cases where there was a departure you had to refer it to the Board?

A Yes, I believe this is right. Now, dealing with them I would normally sign the plan with a stamp that we had for the Planning Board.

Q Yes, many of these bear that stamp, yes.

A Yes, and in this case we were dealing with a matter which had been discussed by the Provincial Planning Board but never resolved by that Board at this level this matter had been taken and as Mr. Hooke's memo suggests to the Cabinet.

Q Well, would you give us a word about those discussions Mr.

2-P-3

H. Lash - Clement Ex.

Q (cont.) Lash so far as you recall, you were the Executive member and it would be of particular interest to you because you were also Planning Director?

A Yes. Well, it is of course hard to separate a discussion, for me now to separate a discussion which would have taken place at a Board meeting as such and one which was simply a conversation between me and the Deputy Minister or, the Deputy Minister and the Minister and myself.

Q And when you speak of the Deputy Minister, I take it you are referring to Mr. Judge?

A Well, it was Mr. Judge up until the middle of 1955.

Q And after that?

A After that Mr. Morrison.

Q And in like fashion the Minister was Mr. Gerhart --

A Yes.

Q -- or, for a brief time Mr. Hinman?

A Yes.

Q And thereafter Mr. Hooke?

A Yes. Now roughly this, the Minister, the Deputy and myself had discussed this Campbelltown question on many occasions right from its beginning. Whether this was at a Board meeting or not, I don't know.

Q But at this particular point of time the Minister and Deputy which you are referring to are Mr. Gerhart and Mr. Judge?

A Yes.

Q Did Mr. Hooke come into any of those discussions in your

2-P-4

H. Lash - Clement Ex.

Q (cont.) recollections?

A Do you mean was he present?

Q Yes?

A No.

Q Carry on please?

A Mr. Judge was never in favour of the development and he, in this, lent a great deal of weight to -- one of the points of objection raised by the District Commission, that is the status of this development as a municipality or to be left as a hamlet.

Q On that basis, as I understand it Mr. Lash, as a town it would be a self-contained taxing unit?

A Yes.

Q As a hamlet it would be a part of the responsibility of the M.D.?

A Yes.

Q Sorry to interrupt you.

A Mr. Judge was of the opinion that sooner or later this would lead to an undesirable situation or a problem which the Government was then going to have to resolve because if only the residential area without industry was incorporated as an independent town, which had been the experience, it would have very little tax base and would undoubtedly get charged for the expenditures by the municipality to service the town which were, of course, rather considerable. They were distant from water and all the rest and, on the other hand, if they remained as an unincorporated hamlet, from the point

2-P-5

H. Lash - Clement Ex.

A (cont.) of view of good local government, he couldn't see several thousand people being content so, they were going to be left with the choice of either no local government of their own without high taxes or their own local government but a very heavy debt and he thought that both of these were undesirable and should be avoided, simply by not permitting the development.

Q I see?

A Mr. Gerhart, the Minister, shared this point of view.

Mr. Gerhart had a hard time reconciling his desire that municipalities should do good planning with his desire that the individual should be left as free from Government interference as possible and he swung hot and cold on planning and on the Planning Act but, all the time he was in office he, to my knowledge, did not favour this development and his attitude was that the matter was unnecessarily complicated, if I might say so, by the fact of Mr. Hooke having an interest in it and being on the Government, that there would not have been so much difficulty in dealing with this and coming to a decision.

Q I take it an adverse decision from what you say?

A I don't know in Mr. Gerhart's case, it would have depended also had the municipality continued to support it despite a known interest from a member of the Government.

Q I see, just Mr. Hooke being there made rational decisions more difficult than if it had been someone else?

2-P-6

H. Lash - Clement Ex.

A Yes, this was his attitude so, he opposed the matter and he desired that this be thrashed out at the Edmonton District Commission because this is what the purpose of these Commissions was. As a matter of fact, I may say he was quite upset when he found that the Edmonton -- that Strathcona had been detached from the Edmonton District Commission by an Order-In-Council passed on the report of Mr. Maynard who was then acting Minister at the time Mr. Gerhart was away on holidays or, he was away, I thought he was on holidays but, he was not in office at the time.

Q Yes?

A And he came back later.

Q Well, I think it is fair to say also Mr. Lash that this was also an affirmed resolution of the Municipality, they had some steam up about getting out of the Commission at the time?

A Oh yes. I don't know -- this is well known and I knew that meetings had been held between some members of the Government and the Council of the Municipality to discuss this question of staying or withdrawing.

Q Yes?

A When Mr. Hinman became Minister my recollection is that his attitude was that the decision had been made, period, before he became Minister, that there was going to be a development and his concern was that it be well done and I believe it was during this time that the discussion was raised about planning the development, the development company or the

2-P-7

H. Lash - Clement Ex.

A (cont.) backers to the responsibility for certain provision of certain services and so on, by means of an agreement.

Q That agreement being between the developer and the M.D.?

A The M.D., yes. But in fact, as far as I remember, there was very little activity concerning the Campbelltown development during the time that Mr. Hinman was Minister and during the time that Mr. Hooke was Minister --

Q Well, just before you pass on to that, you have said Mr. Lash that at the time Mr. Hinman had become Minister, for his short term, of Municipal Affairs, at least Mr. Hinman took on that post with the understanding apparently that the Campbelltown development was approved in principle?

A Yes.

Q And do you have anything to say as to how that approval was reached or understood or who concurred in it or anything of that sort or did it flow merely from the resolution of 1953 of the Municipality?

A No, it didn't flow from the Municipality. I believe, if I remember, the matter was reconfirmed, a plan was brought to -- submitted to me and from me to the Provincial Planning Board and Mr. Gerhart to Judge, as well as myself.

Q There were several members at that time, were there not?

A No, this was still in 1954 when there was still only three members.

Q Oh I see?

2-P-8

H. Lash - Clement Ex.

A And I don't think it was this plan, I think there was another one in there somewhere and it was at this time when Strathcona had already been detached from the District Commission and Mr. Gerhart was still --

Q Minister?

A -- Minister but he said at the Board meeting that he thought he had better take this to the Cabinet and have the whole thing thrashed out.

Q That is rather than make it a decision of the Provincial Planning Advisory Board alone, you would have the benefit of the views of his colleagues in the Cabinet?

A Yes and besides, it was clear that Mr. Judge and myself were not and are still not in favour of the development. We still had grave doubts, even though it was accepted in principle by the District Commission and backed by Strathcona, there was nothing that was going to guarantee the success of this thing. We only had Mr. Campbell with unknown backing and with a plan that was a sketch plan and vague ideas about how big it would be and all the rest of it and this, we felt, was too much to simply give a blanket approval to a proposal covering several sections, two or three sections of land and once a tentative plan has been submitted and approved then, for a period of time thereafter, the owner has the right to have his survey plans drawn up and registered and, so long as they are in conformity with this tentative plan, of course, there is no interference with him. This is his guarantee and the plan permits him to go

2-P-9

H. Lash - Clement Ex.

A (cont.) to the expense, with some confidence, of having a survey made and plans drawn.

Q At this stage Mr. Lash, was your reservation about approving the tentative plan based on this, that it was of itself too vague in its detail?

A I don't recall that in particular. It was more the size --

Q H-mm?

A It was more the size of the project.

Q Oh, it was indeterminate in its scope you mean, whether it would be one section or more?

A Yes, well even one section is a very big area to subdivide all at one time.

Q Well I am afraid I am not quite following you. These plans that have been put forward, tentative plans, are for a section are they not?

A Yes.

Q And what was the doubt in the Planning Board's mind, whether the development should be required all at once or piecemeal, or what?

A Well, under the regulations or, I believe certain parts of the Act, we had to take into account, of course, not only how wide are the streets and the house design, technically, but, is the land suitable for development, is ^{there} a market for this much subdivided land.

These provisions were there because of the earlier experience of the Province in land booms in the '10's '20's

2-P-10

H. Lash - Clement Ex.

A (cont.) when great areas were subdivided and sold all over and are still vacant. So, we were specifically, had a responsibility to evaluate the possibility of this becoming a real development within a certain period of time and being a sound development and there was no evidence that would permit us to say yes this would become a sound development.

Q That is in the entirety as presented to you?

A Well, even in part.

Q Well, it has turned out to be -- many homes have been built there since, in any event?

A Yes.

Q But, this was in 1954?

A Yes, but at this point you see, we had not insisted on or got, I am not sure even thought of the possibility an agreement between the Municipality and the developer.

Q Well those then were the consideration in the Board's mind which compelled Mr. Gerhart to take it to Cabinet?

A Yes.

Q So far as you are aware and, you have said that Mr. Hooke didn't join in any of these conversations?

A Not that I recall.

Q Did you detect any influence by Mr. Hooke on any members of the Board?

A Well, influence, clearly Mr. Gerhart knew of Mr. Hooke's interest.

Q That is as an owner of a quarter section?

A Yes and, he was concerned about it.

2-P-11

H. Lash - Clement Ex.

Q Well, in the sense you have already stated that that of itself made a decision either way difficult?

A Yes.

Q Beyond that, nothing?

A Beyond that nothing.

Q And so then it did go to a Cabinet meeting and approval was given in general terms, I suppose?

A Yes, I was not present at the Cabinet meeting and have no knowledge of what happened or when it was but this is what we were told at a later stage.

Q Yes?

A I don't think the matter was resolved at one meeting either, I have a feeling there was a gap in there in which we were waiting for something definite.

Q Well then, is this Exhibit 175 the final, end result of those Cabinet considerations?

A Yes.

2-M-1

H. Lash - Clement Ex.

Q It was indeed perhaps a year or so later that this plan was actually approved, and it may not even be the same one which was under consideration earlier?

A Yes.

Q But in any event, a hundred and seventy-five is the end consequence of the Cabinet considerations?

A Yes.

Q Is that a fair statement?

A Yes.

Q In so far as you are aware. Then, after that was approved and signed, Mr. Lash, as is shown on its face, what was the course of events? What happens to a plan like that? What is it the basis for? What do you do after that?

A When a plan like this is approved, a tentative plan of subdivision, the owner, normally the owner's surveyor is notified that it is approved, and then it is up to the owner, with the surveyor, to prepare his plan of subdivision and to go ahead with his development.

Q There is a little anomaly here which perhaps you may be able to clear up. Where are all the plans?

A Are these the plans, Mr. Clement? Are these the plans?

THE COMMISSIONER: I think you put them on the table under the correspondence there, Mr. Clement. Right on the table there.

MR. SHORT: Here they are.

MR. MAYNARD: There's some here.

Q MR. CLEMENT: I just want to make sure that I am

2-M-2

H. Lash - Clement Ex.

Q MR. CLEMENT: (Cont.) dealing with the same area, Mr. Lash. I think there may be a --- I was a little off the track. These two plans, 632 and 732 deal with the portion, the lower portion which is --- some different name -- and they are dated in 1955 in June, prior to this. There is no particular relationship between the two?

A No, no, no.

Q Well then, you are saying that a plan such as Exhibit 175 is the key to future planning?

A Yes.

Q Further development?

A Yes.

Q By way of planning.

A Yes.

Q And then the developer proceeds to bring in detailed subdivision plans?

A Plans --- yes, usually one after another as the development goes ahead.

Q Yes.

A So as not to have too much land subdivided all at once.

Q And what is the criterion for those detailed subdivision plans? Merely that they accord reasonably well with the outline plan that has been approved?

A Yes.

Q So that from that point in time onward that that outline Plan 175 was approved, there was no particular new act of decision involved in the thing; it was more or less an

2-M-3

H. Lash - Clement Ex.
- Gill Ex.

Q (Cont.) examination to see that the subdivision plan accorded with it reasonably well?

A Yes.

Q Would you answer my friends, please?

MR. GILL EXAMINES WITNESS:

Q Mr. Lash, when did you first know of the interest of Mr. A. J. Hooke in the Southwest quarter of 27?

A I don't think I knew of it immediately -- that is, in the first dealings at the District Planning Commission, but it wasn't very long after. It must have been in the first six months of 1952 at least.

Q Well, it came before the Commission sometime in November of 1951, did it not, with the application by Campbell?

A Yes.

Q Did you know then?

A No.

Q And then you were on the little sub-committee to look into it, were you not?

A Yes.

Q And was that when you discovered that Mr. Hooke owned the key quarter-section?

A Not to my recollection, no. I think this was information given to me by Mr. Judge, the Deputy-Minister, at one point.

Q And that would be in the first six months of 1952?

A I think so.

Q You were a civil servant at that time?

A Yes.

2-M-4

H. Lash - Gill Ex.

Q And your position in late 1951 was the Director of Town and Rural Planning?

A Yes.

Q And you were responsible to whom at this time?

A Responsible to the Minister.

Q Which Minister?

A Mr. Gerhart.

Q The Minister of Municipal Affairs?

A The Minister of Municipal Affairs.

Q I see, and I take it your position was opposed to the siting of this particular town on that particular Section 27?

A Yes.

Q It was too close to the City of Edmonton?

A Yes.

Q In fact, it was in what your Commission had tentatively described as a green belt?

A Yes.

Q And we have heard a great deal of evidence in this Commission that a satellite town should be, say, thirty minutes' time away from the major urban centre. You agree with that?

A Well, I must ask something here: do you want what I thought at that time or what I would say now?

(General laughter.)

Q MR. GILL: What you thought at that time.

A I certainly thought so at that time.

MR. CLEMENT: Perhaps we should have his thinking

2-M-5

H. Lash - Gill Ex.

MR. CLEMENT: (Cont.) now.

Q MR. GILL: Your answer?

A At that time yes, certainly, a minimum of thirty minutes.

Q And just for curiosity, to satisfy us all, what do you think now? A hundred miles?

A Well, I think the development of satellite towns is a lot more difficult than we thought then, a much more complicated matter.

Q And you never changed in your view at that time from 1951 to 1957, with the location of the proposed townsite, that the location of the proposed townsite on Section 27 was wrong?

A Yes -- well, let me put it this way: I had -- as a townsite I didn't think it was the best place. It doesn't mean to say that I felt it was not going to be a success.

Q No, but I asked about the placing of it. It was incorrect in your view?

A Yes, at that time.

Q And you reported to Mr. Holloway throughout this period, did you?

A No.

Q You succeeded him as -- ?

A I succeeded him as Director. From that time until the middle of 1956, according to my notes, when he came back on the Provincial Planning Board, there was no direct relationship between us at all. He was Civil Service Commissioner, and other positions.

2-M-6

H. Lash - Gill Ex.

Q Would he have any direction or control over your position in his position as Chairman of the Civil Service Commission?

A No.

Q He wouldn't set your salary or determine your grades?

A It never occurred to me.

Q I see. Did you know of any other personal land holdings of Mr. Hooke in the area of Campbelltown that were to be subdivided or were subdivided?

A No.

Q Do you know of a place that became subdivided and known as Whitecroft?

A No.

Q Or West Whitecroft?

A No.

Q And a cemetery, somewhere in the area. Did you know anything of a subdivision of that?

A No, I don't think so.

Q What about the Celanese Plant? Did you have anything to do with locating that?

A I don't believe -- . I remember one plant where there was a controversy about it. I can't tell you whether it was the Celanese or not -- in which the location proposed was objected to by the City of Edmonton. The City subsequently bought the land from the company, and the company located elsewhere.

Q I see.

A This is the only -- .

2-M-7

H. Lash - Gill Ex.

Q You don't know which plant that was?

A I think it was probably C.I.L. and not Celanese, but in any case that's the only one I know.

Q Did Mr. Hooke know of your opposition to the location of Campbelltown?

A I never met with Mr. Hooke about the matter, in my recollection, until he actually became Minister of Municipal Affairs, so I don't know what he had had reported to him about my attitude.

Q But after August 2nd, 1955, when Mr. Hooke became Minister of Municipal Affairs -- .

A Yes.

Q --- you would meet with him after that?

A Yes.

Q And you would express your opposition to it?

A Oh, yes.

Q And what was his view then?

A When he became Minister his view then was that the matter had been decided, the die had been cast -- in other words -- that Strathcona had made up its mind about it, the Government had made up their mind about it, and --- so that the question of the principle of the thing, either yes or no -- whatever you call it -- was a settled matter, and that the only matter that would be relevant was whether the plan conformed to what had already been agreed and whether -- yes, that sums it up.

MR. WRIGHT:

Sorry?

2-M-8

H. Lash - Gill Ex.

Q MR. GILL: What did you say?

A I said, this sums it up, I think.

Q This despite the opposition of the Edmonton District Planning Commission?

A Well, no, we are talking about a number of years here, and the Edmonton District didn't have much to do with this since something like a year since, because Strathcona was no longer in the area, and Edmonton District no longer had any jurisdiction.

Q Now, this is going back a good while, but in 1951 -- it would be Exhibit 161 -- the Plotkin Report was entered before the Edmonton District Planning Commission, and the Minute of the Edmonton District Planning Commission, which is in these proceedings under Exhibit 161 -- one paragraph reads: Mr. Lash stated that he wished to make it clear that the Provincial Planning Advisory Board would not approve any project of the nature set forth in Mr. Campbell's submission without the favorable recommendation of the Commission. This was in November of 1951.

A Yes.

Q Do you recall taking that position?

A Yes, this was a position -- it is an expression of the Board's policy at the time with respect to any District Commission area.

Q So, in November of 1951 you, as the Director of Town and Rural Planning for the Province of Alberta --- .

A Yes.

2-M-9

H. Lash - Gill Ex.

Q -- felt that the Provincial Planning Advisory Board, of which you were then Chairman -- .

A No, Executive Member.

Q -- Executive Member, would not approve any project such as Campbelltown, without the favorable recommendation of the Commission?

A Correct.

Q And did you ever vary in that view up to and including September of 1955?

A We varied -- I don't think that I varied in the view in this sense: that the view expressed was the policy regarding district commissions and their area of jurisdiction, whether it be Edmonton or any other part of the Province. It was perhaps -- the view which is stated in the Minutes -- I'm not sure whether I put it that way, but of course, it did not allow for cases of arguments or appeals being made to the Board, if somebody didn't agree. Generally speaking, the Board stuck to this.

Q Did you know anything about what we call the Holloway Report, the report of July, 1952? Mr. Clement showed it to you -- .

A Yes.

Q -- and you have seen it as an exhibit. Just for the assistance of the Commissioner, it finally came in as Exhibit -- .

MR. DUNCAN:

169.

Q MR. GILL:

-- 187A, filed at page 569, Mr.

2-M-10

H. Lash - Gill Ex.

Q MR. GILL: (Cont.) Clement, in Volume 6. That is the Holloway Report of July, 1952, which was made, as I understand it, Mr. Lash, directly by Mr. Holloway to the Municipal District of Strathcona.

A I saw this report yesterday, Mr. Clement?

MR. CLEMENT: Yes.

A I have no knowledge.

Q MR. GILL: You have no knowledge of it?

A No.

Q You didn't know Mr. Holloway was doing this report?

A No.

Q As far as the Edmonton District Planning Commission, the matter ended in January of 1952 when Mr. Campbell was told to look elsewhere for land in a more suitable location, and he might receive more favorable acceptance. Is that correct?

A Yes.

Q Do you know why Mr. Holloway kept pushing the actual location of Campbelltown on that site?

A No.

Q Do you know if Mr. Hooke kept up his interest in that particular site?

A I believe he had as owner of the land a continuing interest. I had no -- I have no recollection of anything to tell me he had changed his interest in any way during the whole period.

Q And then, did he continue this interest as Minister of

2-M-11

H. Lash - Gill Ex.

Q (Cont.) Municipal Affairs, to your knowledge?

A I believe so; I have no information concerning it.

Q You have been through the documents that have been put in as exhibits in this matter; is that correct?

A Yes.

Q Do you find all of them there that you recall?

A Now, I recall that in addition to what I have seen, that I at one time made a report to the Minister on the Campbelltown matter, reported in writing.

Q Which Minister? Mr. Gerhart?

A I don't remember which Minister.

Q And this report would be an unfavourable report?

A I think it was a report which recapitulated the history of the thing, and my reasons for my -- my principal objections to the development.

Q And you haven't seen that?

A I haven't seen this, no.

Q In this file 187, this very thick departmental file? Is that correct, Mr. Lash?

A I haven't seen the file.

Q I see. I might say that Mr. Wright and I, at least, have not seen any report by you to any Minister, and I wonder, Mr. Commissioner, if Mr. Friedman could be asked to look through his files and see if that report is still existing.

MR. CLEMENT:

It just occurs to me, sir -- you recall the testimony of Mr. Campbell that in the interval between two Cabinet meetings a request was made for a

2-M-12

H. Lash - Gill Ex.

MR. CLEMENT: (Cont.) report, and it might be that the report that Mr. Lash refers to now is that report, which was brought before the Executive Committee.

THE COMMISSIONER: I think, Mr. Friedman, you could have a check made to see if there is a copy of such report in the records.

MR. FRIEDMAN: Yes, Mr. Commissioner.

Q MR. GILL: Do you remember the date of that report, Mr. Lash?

A I'm afraid not. I seem to recall this report was to Mr. Gerhart.

Q Do you remember when the Cabinet first met to consider this matter?

A No.

Q I think we have found this -- would you look at the memorandum in Exhibit 187 -- I believe addressed to Mr. Gerhart from Mr. Lash? I am indebted to Mr. Wright.

A Yes, this is -- .

Q Is that the document you have been talking about?

A I think so, yes.

Q I will just read from it, Mr. Commissioner, I think perhaps, rather than identify it.

THE COMMISSIONER: Yes.

MR. WRIGHT: It is the one numbered 20 in the file.

THE COMMISSIONER: What is the number of that file?

MR. GILL: 187.

THE COMMISSIONER: 187.

A Yes.

2-B-1

H. Lash - Gill Ex.

Q This document, number 20 in file number, or Exhibit 187 is a two page memo by you as Director of Town and Rural Planning to Mr. Gerhart, who was then the Minister of Municipal Affairs, and it is dated the 29th of October, 1954?

A Yes.

Q Do you believe that this was probably in answer to a Cabinet request following a Cabinet meeting on the matter?

A I don't know, I simply don't know.

Q But the letter begins:

"I am setting forth below my chief criticisms of the above plan."

and then you criticize it on the matter of surface drainage and flooding, lanes required, segregation of traffic flow, economic provision of utilities and services, street widths, street lengths, street systems, traffic flow and services, street gradients, utility rights-of-way, and the application does not contain a statement of what utilities, improvements, etc. are proposed by the owner to be constructed prior to registration of the plan?

A Yes.

Q Do you know what happened after that?

A I think what happened after that is that, is one of these pauses, and then a new plan appeared with new backers.

Q I see. If we tell you, Mr. Dant, I am sorry, Mr. Lash, that a witness by the name of Mr. Holloway produced some diaries in this Inquiry and at page 614 on September 20th he produced

2-B-2

H. Lash - Gill Ex.

Q (Cont.) his diary, little pencilled notes and other notes, for the year 1953, and in the year 1953 at page 614 he was asked, he answered a question:

" A December 14th ..."

and earlier before he had been asked by Mr. Clement:

" Q Of what year?

A '53."

and the comment about playing Bridge to four a.m., and then the answer:

" A December 14th, there is a note 'Campbelltown confirmed by approval of Provincial Cabinet'.

Now, I don't remember what the circumstances were there and -

Q That was December 14th, '53?

A December 14th. I think that this refers to the confirmation of the plan by the Provincial Planning Board. I think that may be in error or something.

Q But your note reads 'Campbelltown confirmed by approval of Provincial Cabinet'?

A Yes."

Now, would Mr. Holloway's note of December 14th '53 be in error?

A I just couldn't tell you.

Q It seems strange, doesn't it, that it would have that note in his diary, Holloway's diary -

A Yes.

Q - and yet you are still reporting to the Minister of

2-B-3

H. Lash - Gill Ex.

Q (Cont.) Municipal Affairs, criticizing the matter in October '54?

A Well, as I say, there were a number of plans. The problem was, a part of the trouble was that heaven and earth would be moved to get approval of a tentative plan of subdivision for this area and a scheme of development, and so on, causing all kinds of Governmental and other tensions in the process; and then nothing happened, you see.

Q But in fact heaven and earth were moved, weren't they?

A Yes.

Q For Mr. Hooke?

MR. MAYNARD: Oh, no!

Q MR. GILL: Let him answer the question.

A Whether they were moved for Mr. Hooke, it can only be a presumption on my part. I knew all the time that he had an interest in the land. Mr. Hooke never told me or pressured me to do anything about the proposals made by Mr. Campbell.

Q But regardless of that, Mr. Lash, the pressure was always there, was it not, by someone?

A Yes.

Q In fact that location, looking at Exhibit 172, with the blue and the red in the southwest corner of Section 27 owned by A. J. Hooke, once that was fixed on as the location for Campbelltown it never varied?

A No, that's true.

Q And it was approved finally?

A Yes.

2-B-4

H. Lash - Gill Ex.

Q By a most irregular method?

A By a most unusual method.

Q Thank you. In fact, you wouldn't sign the plan, Exhibit 175?

A This is my recollection, that I would not sign it.

Q Why wouldn't you sign it Mr. Lash?

A Because it had in fact not been approved by the Provincial Planning Advisory Board.

Q And isn't it a fact that you knew there was pressure of some sort to continue the subdivision location of a town on that quarter section?

A Oh, yes.

Q And you could guess where that pressure came from?

A I could guess.

Q And your guess was?

A Mr. Hooke.

Q In fact your presumption was that it was Mr. Hooke's pressure?

A Yes.

MR. CLEMENT: Again, Mr. Commissioner, we are going rather far afield when we are engaging in a guessing match.

MR. GILL: Mr. Commissioner, with respect, in fact the greatest respect, I don't imagine we will find a memorandum from Mr. Hooke saying "Do this." and "Do that.", you can only go by inferences and presumption.

THE COMMISSIONER: He said it was a guess, that is the

2-B-5

H. Lash - Gill Ex.

THE COMMISSIONER: (Cont.) answer he gave, he said it was a guess.

Q MR. GILL: And then he admitted it was a presumption or said it was a presumption.

Was Mr. Holloway continually after getting this particular site subdivided as a townsite?

A No, not as far as I am concerned.

Q I see, he didn't keep agitating?

A No.

Q He didn't pressure you?

A No.

Q Did you know that he had done a great deal of personal work on preparing various plans concerning Campbelltown?

A I knew it at a later stage.

Q What later stage?

A After, well, after the plan had been submitted, it was a surprise to me to find he had done the work. I didn't know about it before.

Q Did you know how many hours or weeks he had spent on it? You are shaking your head?

A No. I am sorry. No, I didn't.

Q And if Mr. Holloway states initially he would value his time at forty dollars per acre, is this a fair charge, if he were charging?

A It is a hard question to answer for me because I had no direct experience or contact with surveyors as to their charges.

Q I see.

2-B-6

H. Lash - Gill Ex.

A It would^{depend}/also on what type of work he was doing per acre.

Q Well, when Mr. Holloway was asked on September 20th in Volume 7 at page 666 by Mr. Crawford:

" Q What would be your normal charge as a private practicing surveyor for doing the three plans that we have referred to?

A Well, my charge in private business is forty dollars an acre, for designing a subdivision."

You have no comment on that charge?

A No.

MR. FRIEDMAN: I would suggest, Mr. Commissioner, that my friend continue to read that examination a little further.

MR. GILL: I am quite capable of reading that.

MR. MAYNARD: I think in fairness to the witness, Mr. Commissioner -

THE COMMISSIONER: Yes, I think, if I recall Mr. Holloway qualified that answer.

MR. GILL: With Mr. Maynard's help he qualified it.

MR. MAYNARD: I don't know whether it was with help or not.

THE COMMISSIONER: Well, there is nothing improper about that, Mr. Gill, as you well know.

MR. GILL: Well, I don't propose, unless someone else wants to -

THE COMMISSIONER: Well, he had no comment to make on it

2-B-7

H. Lash - Gill Ex.

THE COMMISSIONER: (Cont.) anyway.

Q MR. GILL: He says "No comment."

If my learned friend was on his feet I may get him on his feet again, referring to Mr. Maynard. Do you know anything about, turning to page 617 in Volume 6, again these interesting little diaries of Mr. Holloway's. No, it is Volume 7, I am sorry, September 20th, Mr. Commissioner, where Mr. Holloway produces a diary and -

MR. MAYNARD: The page?

Q MR. GILL: Page 617 of the transcript, September 20th, Volume 7, and he is asked:

" Q But it is in your handwriting?

A That is right.

Q And opposite the day February 3rd?

A Yes.

Q And the next you have marked?

A August 12th 'New schmozzle over Campbelltown'.

Q Yes, and the next wording?

A 'Maynard intervening'."

And this apparently was on August 12th, 1954. Now, do you know anything about that, Mr. Lash?

A Yes. Simply that, I have already referred to this, that during the absence of Mr. Gerhart Mr. Maynard was Acting Minister of Municipal Affairs, and it was in this period when Mr. Gerhart was away that the Order-In-Council detached Strathcona from the Edmonton District Commission was passed. I believe that meetings were held at, with the

2-B-8

H. Lash - Gill Ex.

A (Cont.) Council of Strathcona, and one or more members of the Government at that, at around that time. The Order-In-Council was not, the proposal was not discussed by the Provincial Planning Advisory Board and no recommendation was made about it before it was passed.

Q Do you know which members of the Government, I take it you mean Cabinet Ministers?

A Yes.

Q Met with some of the people from the M.D. of Strathcona?

A Well, I believe it was Mr. Maynard and Mr. Hooke.

Q Do you know anything about the withdrawal of Strathcona from the Planning Commission?

A Well, the situation, to be brief, was that the Commission had accepted the fact I think that there was going to be some development there, and that this had better be planned properly. A lot of work was put in by the Commission staff on preparing this plan, but the backers of the project were not satisfied with them and my understanding was that Strathcona felt that the whole business of having the District Commission preparing the plan, in view of their earlier staff's opposition, was more of a hinderance than a help, and that they preferred to not have to deal through them and the Commission, but just simply to get out and deal directly with the Provincial Government.

Q Was this after Mr. Maynard and Mr. Hooke had met with some members of the Council?

A This attitude of Strathcona's was before the meetings.

2-B-9

H. Lash - Gill Ex.

Q So that the time sequence would be the unhappiness of the M.D. of Strathcona?

A Yes.

Q The meeting of Mr. Maynard and Mr. Hooke with some of the Councillors?

A Yes.

Q And then we have the break-away on August 13th or so of 1954, is that correct?

A Yes.

Q And the two Ministers who met with the Council before that break-away were Mr. Hooke and Mr. Maynard, to your recollection?

A Immediately before, yes.

Q And Mr. Maynard was then acting as Attorney General?

A Yes.

Q And -

A He was Acting Minister of Municipal Affairs.

Q I see, as well as being Attorney General?

A Yes.

Q And Mr. Hooke was what, Minister of Economic Affairs?

A Economic Affairs.

Q Did you ever see a copy of this Exhibit 188A, the Ministerial Order of August 16th, signed by Lucien Maynard?

A Yes, I have seen that.

Q And that reflects, does it, what you understood to be the position?

A Yes.

2-B-10

H. Lash - Gill Ex.

Q Was that a fairly swift Ministerial Order after August 13th 1954?

A Swift, I didn't know about it until afterwards.

Q That is swift?

A Yes.

Q Thank you. Do you have any diary or notes of the period under review?

A I wish I did. I notice in the file as we were looking at the report some handwritten sheets of mine that contain some notes of events, I don't know whether they are of any importance.

Q Would you like to review them?

A Yes.

Q Would this be an opportune time, My Lord, to adjourn then, if he wishes to review these notes?

MR. WRIGHT: I think the witness should go through this file.

THE COMMISSIONER: Well, you can continue on with some other aspect for another ten minutes. You may look at them during the adjournment, Mr. Lash.

A Thank you.

Q MR. GILL: Did you ever learn the views of Mr. Hooke concerning the interference of the Edmonton District Planning Commission in this matter?

A No.

Q Or of Mr. Maynard's views?

A No, no, I have no direct knowledge of this.

2-B-11

H. Lash - Gill Ex.

Q What was your indirect knowledge?

A Well, that, that Mr. Maynard and Mr. Hooke were opposed to the actions of the Edmonton District Planning Commission, and were among the members of the Cabinet, as a whole, I think, in general, opinion was divided in the Cabinet on the merits of planning under The Planning Act. I remember Mr. Gerhart coming fairly early on, 1952 I believe sometime, and saying that they had had a very big debate about this, that some controversy had arisen in the South of the Province, and they had been on the point of deciding to do away with The Planning Act and all Planning Commissions; and the discussions led me to believe it was Mr. Hooke, Mr. Maynard and Mr. Taylor who were those who were the least sold, let us say, on the wisdom of continuing to promote planning and planning organization in the Province.

Q Exhibit 175, which you will see, the original of it in Exhibit 187, the map of 175 is copied there?

A Yes.

Q There is a map right in Exhibit 187?

A Yes.

Q And it has got a pencilled note attached to it?

A Yes.

Q In whose handwriting is this?

A This is in my handwriting.

Q And it reads?

A "Photostat of Campbelltown overall plan handed in by Mr. Campbell at P.P.A.B. meeting ..."

2-B-12

H. Lash - Gill Ex.

A (Cont.) And that stands for the Provincial Planning Advisory Board.

"...meeting of January 28th, 1957. See Board Minutes with 'Mr. Hooke's signature represents Executive Council approval'"

Q Well, I am concerned and I would appreciate an explanation of how your note says that that plan was handed in in January of 1957 and yet it bears the signature of Mr. Hooke September 23rd, 1955, signing as Minister of Municipal Affairs?

A I have no explanation for this, I don't recall this part of it. Maybe if I go through the file I will find an explanation.

Q I wish you would. Why would your words read "Mr. Hooke's signature represents Executive Council approval", do you know why you would write that?

A I think I am making a quotation from the Minutes of the Planning Advisory Board.

Q I see, of January -

A And this was attached to the plan in order to explain why Mr. Hooke's signature is there.

Q Because otherwise it would be inexplicable?

A Otherwise it would be inexplicable, right.

Q Because normally the Director of Town and Rural Planning is the one to sign?

A Yes.

Q And he signs on behalf of the Provincial Planning Advisory

2-B-13

H. Lash - Gill Ex.

Q (Cont.) Board?

A Yes.

Q Are you aware of the Order-In-Council 969/53 of August 1st 1953 which reads:

"The Director of Town and Rural Planning shall only sign a plan of subdivision in accordance with Section 27 when a plan has been approved within the previous twelve months or such greater period as the Director may in his discretion determine."

A Yes.

Q I am reading, Mr. Commissioner, from page 727, Volume 8, September 21st in these proceedings when Mr. Dant referred to that regulation.

So the Campbelltown plan would face this twelve month problem as well, would it not?

A Yes, but there is discretion.

Q But you were not prepared to exercise that discretion?

A Now, this is, this is a different matter. This discretion for twelve months or the twelve months plus the discretion to extend it refers to submitting and approving the final plans of subdivision for which a tentative plan has previously been approved.

Q And there was no previous -

A There was no final plan, I am not dealing with a final plan here at all.

Q And there was no even tentative plan was there, for this?

A Well, we can consider this to be a tentative plan of some

2-B-14

H. Lash - Gill Ex.

A (Cont.) sort.

Q Do you recall writing to Mr. Judge, I am reading now from page 697 of Volume 7, and it is in this lengthy Departmental file, there is a letter from you to Mr. Judge, the Deputy Minister of Municipal Affairs, on the 13th of October '53 saying:

"The Commission can only approve subdivisions which are strictly in accordance with the regulations. There is an appeal from the Commission's decision to the Board, but only by the person applying for the subdivision.

There is no provision for an appeal by any third party."

A Yes.

Q I see. Well, was time running out for Mr. Campbell in September of '55, to your recollection?

A No, I don't know whether it was running out for him or not. Do you mean in terms of -

Q Of his options expiring?

A No, I had no knowledge of this.

Q I see, you didn't know whether there was an option expiring on the end of August 1954?

A No.

Q Is it not so that a plan of subdivision must be filed within eighteen months of the approval of the application to develop by subdivision, at least that was so in 1951 and '52?

A Yes, there has always been this time limit, but that would not prevent anyone from resubmitting a new tentative plan or from obtaining the extension.

2-B-15

H. Lash - Gill Ex.

Q But no such plan of subdivision had been submitted to your knowledge by Mr. Campbell?

A No.

Q Within the eighteen months of the initial approval by the Commission?

A No.

Q Your answer?

A No.

Q And then at one time didn't Mr. Campbell apply to the Commission to withdraw his earlier application and present another one?

A I don't remember particularly, there were several plans, of course.

Q He never gave up?

A No.

Q Yes.

THE COMMISSIONER: We will adjourn now for fifteen minutes.

(At this point, 11:15 A.M., the
Hearing stood adjourned until
11:45 A.M.)

3-P-1

H. Lash - Gill Ex.

THE COMMISSIONER: Mr. Gill.

MR. GILL: Thank you Mr. Commissioner.

MR. WRIGHT: My Lord --

THE COMMISSIONER: Mr. Wright?

MR. WRIGHT: May I mention one thing, it turns out that the Minutes of the Provincial Planning Advisory Board were kept in a Minute Book. We have never heard of this before and Mr. Dant felt that he had everything here that he did have. It may be of crucial importance to this aspect of the Inquiry as to what was in some of those Minutes and I wonder if Mr. Friedman could be asked to speak to Mr. Dant to see if we could inspect those Minutes.

THE COMMISSIONER: Yes, could you have those made available Mr. Friedman?

MR. FRIEDMAN: Yes.

THE COMMISSIONER: I wonder if it is possible to have them made available this afternoon so that counsel could then check them over during the adjournment.

MR. FRIEDMAN: Mr. Dant will be down this morning.

THE COMMISSIONER: Yes, well then perhaps we could arrange for counsel to meet Mr. Dant when we adjourn at one o'clock and see if we can have them made available this afternoon. Mr. Gill?

MR. GILL: Thank you Mr. Commissioner.

Q MR. GILL: Mr. Lash, you have gone through now Exhibit 187?

A Yes.

3-P-2

H. Lash - Gill Ex.

Q In these proceedings which appears to be a Government file concerning this Campbelltown matter. From Mr. Wright's comments, would you be in agreement that you do not find there any record of Minutes of the Provincial Planning Advisory Board?

A No, there are no Minutes as such.

Q These were kept?

A Yes.

Q And you would be interested in seeing a Minute of that Board of January the 25th, 1957?

A Yes I would because otherwise I still have no explanation for why this note dated '57 is attached to a plan dated 1955. I can't make the link yet.

Q Well is there anything else you have noted in the adjournment, on going through the file, Exhibit 187, including in particular, a number of your own notes?

A Yes, there are a set of my notes which are a sort of diary of events during September and October of 1954.

Q Before your memo to Mr. Gerhart of October 20th?

A No, including that.

Q Including that?

A Including that period.

Q Could you summarize those or tell us about them please?

A Yes, I think -- well, it is hard for me to know what is important about these. I have a note dated October 1st which explains the origin of this diary. C.E. Gerhart advised me to keep a diary of events and advise Campbell of the present

3-P-3

H. Lash - Gill Ex.

A (cont.) situation concerning procedure.

Q Do you know why Mr. Gerhart the Minister of Municipal Affairs would advise you to do that?

A I think it would be to make sure that the record was straight and that everything had been done.

Q Had you ever had any occasion to do that with any other plan of subdivision?

A Not that I recall.

Q Proceed?

A Presumably then on October 1st, I cast my mind back to September 24th, which is the date that the diary begins. I think if I were just to read through and if there are any questions you want --

Q I think that would help us all.

A On September 21st Mr. Campbell saw me and handed in three prints of proposed subdivision, Section 27.

THE COMMISSIONER: Might I interrupt, is there anything to indicate what year?

A Yes, 1954 is on them.

THE COMMISSIONER: Right.

Q MR. GILL: This is after the Order-In-Council was passed permitting the M.D. of Strathcona to withdraw?

A A little bit more than a month, I think.

Q That was August 16th as I recall?

A Yes.

Q Proceed?

A On the same day I gave Mr. Campbell a letter on file dated

3-P-4

H. Lash - Gill Ex.

A (cont.) September 24th. I informed Mr. Campbell that any consideration would have to wait until the Minister was available and the fourth thing was that I had plans, copies of the proposal coloured up so as to be able to distinguish roads, public areas and I had Mr. Biilmann check on drainage, Mr. Biilmann was a planning technician and civil engineer.

On September 27th I saw Mr. Judge and suggested we continue analysis of the plans and arrange to see the Minister. Mr. Biilmann checked on storm drainage requirements, Mr. Gordon checked on subdivision layouts. I called Mr. Campbell on the question of storm sewers. I called Strathcona Municipal District concerning their understanding on the storm sewers.

On September 28th, Mr. J.N. Hill brought in application forms. Mr. Hill is a land surveyor and an application had to be made by a land surveyor to be valid.

The next item appears to be September 29th, yes, Wednesday. Mr. Campbell came in with letters from himself, from Northwestern Utilities, from Calgary Power and from the Municipal District of Strathcona. On the same day Mr. Judge and Mr. Gerhart saw the plan and discussed procedure and results of preliminary analysis. I was instructed to submit the plan to Strathcona. Therefore I then delivered the plan to A. Hawkins and G.W. Moyer and advised that the Board would not consider the plan until signed by them nor offer criticism until after that.

Q Do you know if by that time Mr. Campbell had met with the

3-P-5

H. Lash - Gill Ex.

Q (cont.) Cabinet?

A I know nothing about any meetings of Mr. Campbell and the Cabinet.

Q Thank you.

A On October 1st. C.E. Gerhart advised me to keep a diary of events and advise Campbell of present situation re procedures. I then phoned Mr. Campbell who was out and I left a message.

October 2nd Mr. Campbell phoned me at home. I told him of the present status and that we would await signature by Strathcona. Campbell wanted to know my thoughts on the plan. I said I could find criticisms but that I would not be one to make decision. That it would go to the Minister who would probably take it to council.

On October 7th a fresh copy of the plan endorsed by the Municipal District of Strathcona was delivered to my desk in my absence by Mr. Campbell.

On October 8th I left the above endorsed plan in Mr. Judge's outer office waiting for a call to discuss it.

On October 20th Provincial Planning Advisory Board met to consider the plan but considered Strathcona endorsement only. See letters of this date to Strathcona and Campbell.

October 27th Mr. Gerhart asked for a copy of the October 20th letter for council.

October 26th I was called by Mr. Gerhart about the plan but I was away at High River with Mr. Judge.

October 28th saw Mr. Gerhart who asked for my criticisms and stated that the plan had been returned by

3-P-6

H. Lash - Gill Ex.

A (cont.) Strathcona endorsed approved.

On October 28th I delivered a memo of my criticism to Mr. Gerhart at two thirty P.M. together with the plan.

October 29th Mr. Gerhart returned the memo with points requiring explanation by Mr. Campbell checked off. I was asked to re-write the memo containing these points and return it to him with a copy to be delivered to Campbell. Mr. Brewer delivered a copy plus regulations, plus covering letter at noon same day to Mr. Campbell's house and, that is the end of the --

3-M-1

H. Lash - Gill Ex.

Q Mr. Lash, do you find any similar memos made by you in the period, say, August 16th, 1954, to September 20th -- no, I'm sorry --- August 2nd, 1955, to September 20th, 1955, from the period -- .

A The following year?

Q -- when Mr. Hooke became Minister of Municipal Affairs?

A No, I found no other memos.

Q Is it a fair summary that under the Ministership of Mr. Gerhart there was no plan of Campbelltown signed?

A That is correct.

Q And under the Ministership of Mr. Hinman, as Minister of Municipal Affairs, there was no plan of Campbelltown signed?

A I believe that is correct.

Q And at no time did the Director of Town and Rural Planning sign for himself or on behalf of the Provincial Planning Advisory Board a plan of Campbelltown?

A I believe that is correct.

Q The first signing came on September 23rd, 1955, when Mr. A. J. Hooke was Minister of Municipal Affairs?

A I believe that is correct.

Q This would happen some eight weeks after he was Minister.

A Yes.

Q In fact, from August 2nd, 1955, to September 23rd, 1955; is that correct?

A Yes, this seems to be -- I don't have the precise date.

Q Have you any explanation to this Commission why, after all this work and detail and memos in the fall of 1954, nothing

3-M-2

H. Lash - Gill Ex.

Q (Cont.) happens until September 23rd, 1955, when Mr. Hooke approves the plan?

A I'm not absolutely certain, but I believe that the plan which was referred to in this 1954 period, is not the plan which was signed by the Minister in 1955.

Q I see.

A I think we went through another of these changes, and at the same time there was negotiation between Mr. Campbell and the Municipal District of Strathcona about the agreement on services, if I recall correctly.

Q And during this time, from August of 1954 to September 23rd, 1955, do you know if Mr. Hooke was keeping pretty close tab on what was happening?

A You mean up until the time he became Minister?

Q Up until the time he became Minister.

A I have no special recollection.

Q And after?

A After there were no -- I have no special recollection.

Q Well, where Mr. Holloway at page 686 in Volume 7 -- when asked by Mr. Wright -- says:

"Q And Mr. Hooke kept pretty good tabs at all times on the progress of this somewhat erratic progress of the subdivision plan?

A Yes."

Now, Mr. Holloway knew about that; did you?

A I believe that Mr. Hooke was informed at all times as to what the status was, but I don't remember having phone calls

3-M-3

H. Lash - Gill Ex.

A (Cont.) every third day, or anything like that.

Q He would be informed, would he, even though he wasn't the Minister of Municipal Affairs?

A He could get information from me or from Mr. Holloway or from the Municipal District -- and, of course, from Mr. Campbell.

Q Did you know if Mr. Gerhart was unhappy or displeased with the intervention of Mr. Maynard?

A Yes; I believe I have already indicated that Mr. Gerhart was displeased to find that this had been done.

Q Do you know a Mr. Geoffrey Hamilton?

A As a land surveyor, yes.

Q Did you know him when he was the Commissioner in charge of planning for the City of Edmonton?

A No.

Q No. Do you know whether or not Mr. Hooke had an interest in any land in the Capilano area?

A I have no recollection.

Q When did you finally become certain that Mr. Holloway was working privately for Mr. Campbell?

A I don't think there was a question of my being suspicious at one point and then certain later. I think this somehow came to my attention and -- at the time that his -- he had in fact prepared and signed this tentative plan of subdivision in 1953, or thereabouts.

Q Do you know if he prepared that or worked on it on his own time, or did he do some work in the Government's time?

3-M-4

H. Lash - Gill Ex.

A I have no idea.

Q Did you know a secretary by the name of Mrs. Taylor?

A No.

Q Do you remember a vote in about December -- in fact December 2nd, 1952 -- I am reading from page 613, Mr. Commissioner, in Volume 7 -- when before the Edmonton District Planning Commission, Beverly requested that there be a reconsideration of Campbelltown, and voting for reconsideration were Messrs. Lash, Swan, Barnes, Payne, Wood, St. Albert representative --- and Mr. Holloway's information was, on page 614 -- against were Holloway, Mitchell, Moyer, Evjen, Walker, Zeiner, and a representative of the Town of Leduc. Do you remember that vote?

A No.

Q You wouldn't contest Mr. Holloway's recollection that you voted for reconsideration?

A No, I wouldn't.

Q And he would vote against it?

A It's quite possible; I don't remember.

Q Because you had two different views of this townsite?

A Oh, yes.

Q In fact, at page 698, Mr. Holloway asking -- was asked a question about ----

"Q Mr. Lash lists a whole foolscap page of difficulties about the plan -- "

and then it goes on ---

" -- but his objections are to the townsite?" --

3-M-5

H. Lash - Gill Ex.

Q (Cont.) and Mr. Holloway's answer --

"A Yes.

Q Are they not?

A Yes. In fact, I know Mr. Lash had objections on that score and he was, he was not reticent about expressing them to me."

A That's correct.

Q Is that a correct statement of fact? You would tell Holloway from time to time about your opposition to this townsite?

A Yes.

Q And again at page 710 when he says:

"Q Well, Mr. Dant was against it?

A Mr. Dant was against it, and ---.

Q And Mr. Lash was against it?

A Mr. Lash was against it."

That would be correct?

A That's correct.

Q When did you leave the employ of the Provincial Government of Alberta?

A This was in April of 1957.

Q And for what reason?

A Oh, I had an offer of employment at the City of Toronto which gave me an opportunity to get back into planning rather than in straight administrative work.

Q Was it because your wife was anxious to move back into Eastern Canada?

3-M-6

H. Lash - Gill Ex.

A Partly, yes.

Q And partly because of some of your opposition from Ministerial personages?

A No, I --- this may have aided in the final analysis, but it was certainly not a prime consideration. As a matter of fact, it became clear to me sometime during 1956 that if I was going to stay I would have to learn to live with Mr. Hooke and not try and fight him all the time because -- simply, continued opposition and suspicion of everything he wanted was not doing anything for planning in the Province, and I felt that there was reason to believe that one could still do something for planning in this Province with Mr. Hooke, and this in fact was the case.

Q Were you suspicious of Mr. Hooke?

A Well, you know, it was this way: Mr. Hooke was in the background of all the Campbelltown business and it was a great shock when we had read in the papers that he had been named Minister of Municipal Affairs. I did have staff members who immediately started looking for employment elsewhere.

Q Did they in fact take employment elsewhere?

A Oh, yes, because they felt there was no future -- this was their view of things, but I wasn't prepared to do that; I didn't feel this was necessary.

Q This was mainly over Campbelltown?

A Yes.

Q And because of Mr. Hooke's personal interest in Campbelltown?

3-M-7

H. Lash - Gill Ex.
- Crawford Ex.

A We made this link, yes.

Q You felt it conflicted with his judgment as Minister of Municipal Affairs, regarding planning?

A Well, yes, it was more than a question of conflicting with his judgment, because that was on one issue, but we had -- the people were -- felt more, you see, that he wasn't interested in planning at all, in fact that he was more opposed to the idea of planning, which involves, of course, less freedom for the individual to do what he likes with his land.

Q Typified by his attitude to Campbelltown?

A Yes.

Q He was going to see Campbelltown develop come hell or planners?

A That's right.

Q Thank you.

THE COMMISSIONER: Mr. Duncan?

MR. DUNCAN: No questions.

THE COMMISSIONER: Mr. Crawford?

MR. CRAWFORD EXAMINES WITNESS:

Q Mr. Lash, did you ever detect any unwillingness on the part of Mr. Hooke to let his land be used in a townsite?

A Unwillingness?

Q Yes.

A Not that I recall.

Q Did he ever convey to you the view that he would prefer to have it for his own use as a farm?

3-M-8

H. Lash - Crawford Ex.

A No. You recall, of course, that my contacts with Mr. Hooke, direct conversation with him about this matter, were extremely limited. It was all largely settled before he was Minister, and before I had any direct contact or conversation with him.

Q Well, you had contact and conversation with members of the Regional Planning Commission?

A Yes.

Q And with Mr. Campbell.

A Yes.

Q Did Mr. Campbell say to you at any time that Mr. Hooke was unwilling to have his property used as a townsite?

A I don't recall him saying that. I recall something else: I recall a statement by someone -- Mr. Campbell -- that Mr. Hooke had bought this land as a farm or country holding, and this had been his purpose, and that he had not bought it for the purpose of developing a townsite.

Q When did Mr. Campbell say that to you?

A Oh, I wouldn't remember -- early, I would think, in the proceedings.

Q Why did he say it to you?

A I don't know at this point.

Q When you say "early in the proceedings" would you say 1952?

A Yes, I would think it could have been 1952, quite -- .

Q Is there any other period of time that is more likely than 1952?

A No.

3-M-9

H. Lash - Crawford Ex.

Q Do you remember -- .

A I --- .

Q I'm sorry?

A It's all right.

Q Do you remember the occasion upon which -- not speaking now of time -- but why it was that this subject had come up between you and Mr. Campbell?

A No.

Q Do you remember anything more that he said on whatever occasion that was?

A No -- I'm not even sure it was Mr. Campbell that said it.

Q Could it have been Mr. Dant?

A No, that I don't think.

Q Could it have been Mr. Holloway?

A It might have been Mr. Holloway.

Q So, to the best of your recollection would it be fair to say that that statement that you first attributed to Mr. Campbell was made either by Mr. Campbell or by Mr. Holloway?

A Now, I think my answer stands.

Q During the 1951-52 period, did you become personally acquainted with members of the Council of the Municipal District of Strathcona?

A I got to know Mr. Moyer at the time. I don't remember others -- the Secretary-Treasurer was Mr. Roberts at that time -- that's all.

Q What position did Mr. Moyer have with the Municipal Council?

3-M-10

H. Lash - Crawford Ex.

Q (Cont.) Was he a councillor or the reeve?

A No, I think he was -- he was at one time the Reeve of the Municipal District -- whether he was throughout the period, I don't remember.

Q On the occasions that you had anything to do with him he would be a member of the Council, though, whether in the capacity of reeve or otherwise?

A When I met him he was acting on -- as a member of the District Planning Commission representing the Municipality of Strathcona.

Q Did Mr. Moyer ever make known to you any pressures brought to bear on the municipal district from Mr. Hooke to press the application presented by Mr. Campbell for subdivision?

A No.

Q Or any -- did Mr. Moyer ever make known to you any pressure applied by Mr. Hooke in favor of the municipal district withdrawing from the Regional Planning Commission?

A No.

Q In respect to those two questions, did Mr. Moyer ever say that Mr. Campbell had put pressure on him to either have the municipality withdraw from the Planning Commission, or press the application that he had made?

A He never made such a statement to me that I remember.

Q Did anyone else ever make such a statement to you?

A Now, I think that such statements were made by Mr. Judge, and possibly Mr. Gertler. I don't know whether they had direct knowledge of these facts or whether this was rumor

3-M-11

H. Lash - Crawford Ex.

A (Cont.) that was going around.

Q Can you remember any discussion or discussions with Mr. Judge where such matters came up?

A Yes.

Q Did you -- .

A I can't remember a specific occasion, but -- .

Q Would you tell us what Mr. Judge said?

A We had -- not in his words, no -- but I can tell you what the conversation was about.

Q Would you do that?

A We had at least one conversation dealing with the whole problem of District Commission membership enforcement, and of the desirability of keeping the membership of the Commission intact once it had been established, and the forces which were working to create conflicts within the Commission, of which the prime example was Strathcona; and what had happened is we had established a mechanism for overall planning, which was good, but you hadn't established any way of curing the municipal financial problems which arose out of directing development according to an overall plan, because of the changes in the municipal tax picture; and the reference to the influence was that this was felt that while Mr. Gerhart favored the District Planning Commission, and his policy was to persuade municipalities to create these and to belong to them, that we were not, unfortunately, being aided in this by Mr. Maynard and Mr. Hooke, who were acting in the other direction with reference

3-M-12

H. Lash - Crawford Ex.

A (Cont.) to the M.D. of Strathcona, that this was making it harder for us all toward the problem.

Q Can you attribute an approximate time to that conversation with Mr. Judge?

A Well, it would have been, I think, before the detachment of the --- sometime before the detachment, would have been in '53 or '52.

Q And do you remember anything else that Mr. Judge said in this respect?

A No. Mr. Judge's chief concern about the project, apart from this, had to do with the eventual local autonomy of the development that was being created, and the problems that this was going to give rise to when there was a hamlet or town.

Q When Mr. Judge referred to the activities of Mr. Hooke and Mr. Maynard not being of assistance in promoting his policy, or the policies of the Department in respect to planning, did he say what activities of Mr. Hooke or Mr. Maynard he was talking about?

A This was discussed in reference to the Campbelltown development, and it was that the interest of the -- the fact that a Minister had an interest in this area which was proposed for development which was acting like a catalyst for all this -- bringing this problem up -- the fact that he had an interest was making it more difficult to deal with the situation.

Q What reference was made to any activity or interest of

3-M-13

H. Lash - Crawford Ex.

Q (Cont.) Mr. Maynard?

A This may not have been on the same occasion. We discussed Mr. Maynard specifically after the Order-in-Council detaching Strathcona had passed. Mr. Judge felt that this was an unfortunate thing to have been done, and that had Mr. Gerhart not been away it wouldn't have happened.

Q So Mr. Judge's reference to Mr. Maynard's activity was his act in signing the Order-in-Council as Acting-Minister of Municipal Affairs?

A I don't know whether it was limited to that. I have no direct knowledge, but it was my understanding that there had been meetings with members of Strathcona Council between Mr. Hooke and/or Mr. Maynard -- or phone calls, or -- .

Q Did that understanding come to you from Mr. Judge?

A Yes.

Q Was the decision for the withdrawal of the Municipal District of Strathcona -- if you know this -- taken, then, in the absence of Mr. Gerhart, the Minister?

A I believe it was.

Q And your understanding is that he opposed that being done?

A Yes, he had opposed it.

Q You made two or three references, Mr. Lash, to Mr. Gerhart having said that it was more difficult to resolve what should be done in respect to Campbelltown because of Mr. Hooke's involvement. What difficulties did this give Mr. Gerhart?

A I really have no way of answering that question.

3-M-14

H. Lash - Crawford Ex.

Q Did you ever discuss it with Mr. Gerhart?

A I never discussed what specific difficulties it gave him,
no.

3-B-1

H. Lash - Crawford Ex.

Q Did you discuss any unspecific difficulties it gave Mr. Gerhart?

A Well, if I may recall that, I believe I said that there was, from my discussions with Mr. Gerhart, the question that the Cabinet was divided about the approach to planning, and there were questions which were brought up for discussion at Cabinet having to do with planning because a controversy which had arisen. Some of these were not in this area at all, and I believe it was simply this, that Mr. Gerhart felt that while a Cabinet Minister had a specific interest in a specific development, it was hard for the Cabinet to have an unbiased discussion about the principles of what should be applied, what should be the Government policy on the matter. It is harder for him to do this because one man has a specific interest in a certain specific development.

Q If you can answer this, why would that make it more difficult?

A Well, I have never been a politician, I don't know. It could be something like, well, I don't think I can.

Q Well, as a non-politician are you telling me that you can see no reason why it should be more difficult in those circumstances?

MR. CLEMENT: Again, Mr. Commissioner, we seem to be getting far beyond any value that these questions can add to the Inquiry.

THE COMMISSIONER:

It is getting pretty hypothetical, Mr.

3-B-2

H. Lash - Crawford Ex.

THE COMMISSIONER: (Cont.) Crawford.

Q MR. CRAWFORD: Well, let's return to what Mr. Gerhart said on these points; did he say anything more at all that you can assist the Commission by saying today?

A No, I am sorry, it is not possible for me at this time in distance to say what he said, I can remember conversations around subjects and that is about all.

Q Now, another person you mentioned along with Mr. Judge was Mr. Gertler, I believe?

A Yes.

Q Do you remember any discussion with him where any reference was made to the pressure, if any, applied by Mr. Hooke, either to promote the Campbell application or to induce the Municipal District of Strathcona to withdraw from the Regional Planning Commission?

A We had discussed the possible withdrawal of the District of Strathcona from the Commission and possible chances of success and how much this was going to be influenced by the views of members of the Cabinet, and so on.

Q Discussed that with Mr. Gerhart?

A Yes.

Q Was he able to tell you that there was any influence that he knew about applied?

A No, this would be more than I could say.

Q You have no specific statement from Mr. Gertler that indicated the Municipal District of Strathcona made its move to depart from the Regional Planning Commission as a

3-B-3

H. Lash - Crawford Ex.

Q (Cont.) result of pressure from Mr. Hooke?

A Not that I recall.

Q What about pressure from Mr. Campbell, did Mr. Gertler ever make any statement about that?

A No.

Q May the witness see Exhibit 175, please. Mr. Lash, earlier when you were looking at that Exhibit, I believe, in earlier examination today you said that you had declined to sign it because it hadn't been approved by the Provincial Planning Board, is that what you said?

A Yes, this was what I said. I hope the Minutes of the Board meetings will clarify that, but I can't imagine any other reason why I would not have signed it.

Q Were you ever asked to sign it?

A I may not have been, I may not have been asked to sign it. I am quite sure that, well, I am, let me state it this way, I was never asked to sign a plan that had not been approved by the Board, that had been disapproved by the Board.

Q And I gather then your reason in this case was the Board simply hadn't approved it or disapproved it?

A That is correct.

Q Provided the Minutes bear that out?

A And as I say, it may not have been a case of refusing to sign it, it may be simply that the matter did not come up, that this plan had a certain status with which I had to deal and proceed to put it into the file.

3-B-4

H. Lash - Crawford Ex.
- Wright Ex.

Q And do you have any specific recollection of Mr. Hooke ever asking you to sign any plan?

A No, Mr. Hooke never asked me to sign a plan.

Q Do you have any recollection of Mr. Maynard ever asking you to sign a plan?

A Mr. Maynard neither.

Q And, of course, Mr. Campbell would not make such a suggestion to you?

A Oh, well, Mr. Campbell certainly wanted my approval but he never made any improper suggestion about me signing a plan.

Q He didn't suggest that a Cabinet Minister was involved and you should sign?

A Oh, no, there was no suggestion, we all knew the background.

Q I think those are all my questions, thank you, Mr. Lash.

THE COMMISSIONER: Mr. Wright?

MR. WRIGHT EXAMINES THE WITNESS:

Q In reply to my learned friend Mr. Clement, you mentioned that so far as you can recall there was no specific activity from the spring of 1952 until the middle of 1953 but the wheels were turning in the meantime?

A Yes.

Q Now, I think you have now, since you made that reply to Mr. Clement, refreshed your memory, in fact I think you did later in that same testimony, about Mr. Holloway's letter of the, of July '52, I believe it is, from himself to Mr. Roberts; you are familiar with the letter?

A I don't remember that one.

3-B-5

H. Lash - Wright Ex.

Q Exhibit 187A.

MR. CLEMENT: It is part of 187.

MR. WRIGHT: Yes, I have the rest of the 187 file here.

MR. GILL: Here it is.

A 187A.

MR. CLEMENT: There you are, is that it?

Q MR. WRIGHT: Yes, a copy of it is marked number 2 in your file 187; and you were a member of the Edmonton District Planning Commission at that time, in fact possibly, yes, you were a member at that time?

A Yes, yes.

Q And I gather that your testimony then is that this was written without the knowledge of the Board and certainly not pursuant to a Board resolution or a Commission resolution? You notice it is on Civil Service Commission letterhead? The photostat is just a photostat of what is in the file, Mr. Lash.

A Yes. Well, I am sorry, now what was your question?

Q My question was this, that so far as you can recall this was not an expression of the policy of the Edmonton District Planning Commission at the time?

A No.

Q And the wheels that were turning that you mentioned were the various plans that were trotted out at irregular intervals by Mr. Campbell?

A Yes.

3-B-6

H. Lash - Wright Ex.

Q And work would be done on this sort of thing?

A Yes.

Q And the planners that Mr. Campbell employed were not familiar evidently with local conditions or requirements, were they?

A Some of them were not.

Q And this again was another difficulty about these submissions that were made from time to time, that the plans were in your view incompetently drawn?

A Yes, not always, but some of them definitely were. There was one in particular which I am sure was not prepared by a qualified planner at all.

Q Can you recall whether that was the Counts' Plan that was submitted to the Edmonton District Planning Commission on the 9th of August, 1954?

A No, it may have been, was this, is there any more about Counts than that? There was one that was prepared by somebody -

Q He was from Wichita.

A Yes, well, that's the one.

Q Kansas?

A That would be the one.

Q And can you remember whether this was the one that was submitted to the Edmonton District Planning Commission a few days, in point of fact, before that Order-In-Council?

A A few days before the Order-In-Council of detachment? No.

Q Yes, we know that one was submitted then, you can't remember

3-B-7

H. Lash - Wright Ex.

Q (Cont.) whether that one was the plan?

A No.

Q Now, you have told us that the Municipal District, and of course we did know this, supported the idea of a townsite, and since this was the only one that was proposed in any real, really concrete terms for the municipality, they supported the Campbelltown idea; but there were other things that the Municipal District had wanted from time to time which the Provincial Planning Advisory Board or the Edmonton District Planning Commission did not feel they should have, were there not?

A I don't recall any specific instance, I am sorry.

Q Well, all I mean is this, that the support of the Municipal District normally was essential and got one so far, but normally the real say was either at the Provincial Planning Board level or the Edmonton District Planning Commission level, for those submissions within their jurisdiction?

A Yes.

Q Can you remember, for example, the proposal of a townsite at, to be called Hendayville, half way between here and Fort Saskatchewan?

A The name rings a bell, yes.

Q At the mouth of the Old Man Creek, I think?

A Yes.

Q This was supported by the Municipal District of Strathcona, can you recall?

A I don't recall.

3-B-8

H. Lash - Wright Ex.

Q You don't. Mr. Campbell's lack of interest in any other area, which you have mentioned, persisted in spite of the fact that it was made clear to him, and if it was made clear you can tell us, that the authorities might certainly be in favor of a development in another place, is that correct?

A Yes.

Q The plan, Exhibit 175, was signed by Mr. Hooke as we know; did that conform with the subdivision regulations in 1955 or not, any way of your checking at this time?

A Well, I don't believe it did. It is difficult to tell from the reduction but in the first place it is a plan without lanes, which was not in accordance with the regulations; and I believe this one had streets of less than regulation width; and other problem points.

Q And do you know whether there was a system of underground drainage for surface water, ie. storm sewers along with that proposal or not?

A No, I don't remember whether this was submitted along with it or not.

Q Was that a necessary requirement of the subdivision regulations?

A Well, there was one plan, and it is possible that this is the one, which is referred to in my notes -

Q At what date?

A At the end of '54, was it not?

Q Yes, in November '54 -

3-B-9

H. Lash - Wright Ex.

A Yes.

Q - your listing of your objections?

A Yes.

Q Or criticisms?

A Yes, where there were areas that would not be drainable, which would collect water unless there were, surface drainage was not sufficient, and something had to be provided in parts of the area at least.

Q Yes, did Mr. Campbell ever ask the Provincial Planning Advisory Board to waive the subdivision regulations?

A Yes, I believe that, well, let's put it this way, the application to the Provincial Planning Advisory Board in December in the latter part of '54, by this time we had gone through enough other plans and enough other listings of where they did not meet that Mr. Campbell knew what the regulations required, and that there was an implicit request for a -

Q To conform?

A For a permission to approve the plan without strict compliance with the regulations.

Q Yes?

A When he submitted the plan.

Q Yes, I see. Now, in reply to my learned friend Mr. Clement you said that with regard to Exhibit 175 that you had been puzzling as to how it came about that Mr. Hooke signed it, and you said you weren't sure but "I think it was my suggestion that he do so."; do I take it you have revised

3-B-10

H. Lash - Wright Ex.

Q (Cont.) your memory now in view of what you told my learned friend, or what?

A No, I said it may have been my suggestion that he do so.

Q Yes, why?

A Because this was not a plan which was approved by the Provincial Planning Board -

Q Yes?

A - and it had to have some signature to state that it had Government approval.

Q Yes, and in your experience was this unique?

A As far as I remember it has never happened at any other time.

Q After Mr. Hooke became Minister of Municipal Affairs you had, well, even before that, these Board meetings of the Provincial Planning Advisory Board, were they Board meetings as we normally think, a room set aside and the Board going in and the Minutes being kept, or were they much less formal than that?

A We had a change from the beginning when I was appointed Director in '51, there was no tradition somehow behind this, and we had the, we had to figure out what the procedure was and the rules as we went along, so in the early stages when we started a Board meeting consisted of finding a moment when the Deputy Minister and myself would have a half an hour or an hour of the Minister's time, and then we would discuss the questions that had come up.

Q You would go into the Minister's office?

A Go into the Minister's office.

3-B-11

H. Lash - Wright Ex.

Q And that would be a Board meeting?

A And that would be the Board meeting, I would make a note usually on the back of the file as to what the decision had been; and I believe for a while that we did not keep any Minutes as such and then at about the time that Mr. Toogood came on staff we started to keep Minutes because there was a man trained and capable of doing this, and we also evolved a system of getting two sides of a question when there was an appeal to the Provincial Board by exchanges of correspondence between the two parties, where as long as anybody had something new to say, and then this stopped and we would close it and make a decision. Then we gradually went to, to Hearings, actually held in different centres as well as in Edmonton, and very shortly thereafter, after this, the Minister began to be aware, you know, this was really a problem for the Minister, to be on such a Board.

Q Yes?

A And so in the end of this long process of correcting procedures we ended up with a proper Board, proper Minutes, proper Hearings.

Q Yes, this was not until about 1956, however?

A No.

Q And at the time we are talking about, prior to that, the meetings were informal?

A Yes.

Q Mr. Campbell, in fact would it be a question sometimes of whether it was a meeting of the Board or just a meeting of

3-B-12

H. Lash - Wright Ex.

Q (cont.) the three of you?

A Well, yes, that's what I have said, yes.

Q Yes, did Mr. Campbell ever, well, he must have come to you often enough, and to you and Mr. Judge?

A Yes.

Q And on occasion after Mr. Hooke became Minister did you meet with Mr. Campbell and Mr. Hooke?

A I don't really remember this.

Q Yes. Did you have quite heated discussions with Mr. Hooke about, over the question of Campbelltown?

A I had more heated discussions with Mr. Campbell than with Mr. Hooke.

Q Yes, you did have heated discussions with Mr. Campbell?

A Yes, and I can remember a particular one but I am afraid I don't remember in whose presence, either Mr. Hooke or Mr. Judge or perhaps Mr. Morrison; Mr. Campbell and I almost came to blows, but over what I don't know.

Q Yes.

MR. CLEMENT: Time is a great healer.

Q MR. WRIGHT: And this was, well, it must have been with reference to Campbelltown?

A Yes.

Q Yes, but exactly what in that subject you cannot remember?

A Yes.

Q And you cannot be sure whether this was in Mr. Hooke's office or someone else's office?

A No, I cannot be sure.

3-B-13

H. Lash - Wright Ex.

Q But that was a real shouting match, was it?

A Yes.

Q However, there were times when you did get into very vigorous discussion with Mr. Hooke about Campbelltown, were there?

A Yes.

Q By this time, of course, the main die had been cast?

A Yes.

Q And it was a question of the bits and pieces, so to speak? And did Mr. Hooke ever discuss the fact that it was his land he was talking about?

A I don't recall anything specific about that.

Q At any rate it was, he was in favor of the project and you had difficulty you found -

A Yes, the discussions with Mr. Hooke about this, well, as you say, the die had been cast, and I think I may have been surprised in a way by the fact that the discussion with Mr. Hooke was rather detached, you know, when he became Minister and we did discuss these things.

Q Yes?

A He didn't get all that excited about it, he may have been apprehensive before he took office.

Q Yes, right, but there were meetings of the Provincial Planning Advisory Board about Campbelltown with Mr. Hooke chairing the meeting as his post demanded?

A I couldn't swear to that.

Q You can't remember that?

3-B-14
H. Lash - Wright Ex.
Discussion re procedure

A No.

MR. CLEMENT: Mr. Commissioner, if Mr. Wright does not mind my interrupting for just a moment. Mr. Dant is here. With the plethora of documents, it has resulted in a little forgetfulness, sir. There are already in evidence Minutes of a meeting of the Provincial Planning Advisory Board in January 1957, and a further group of Minutes in evidence which Mr. Dant, as I recall, said were all the Minutes which seemed to have any bearing that he could find in the records of the Provincial Planning Advisory Board. Now, Mr. Dant is here. As I understand it he has gathered together and put in evidence already everything that he can find, and if my friend wishes -

MR. WRIGHT: I do remember that now, yes.

MR. GILL: Might I speak to that, Mr. Commissioner? Exhibit 176 is the Minute of the Provincial Planning Advisory Board of January 28th 1957, which Mr. Lash has already adverted to. Exhibit 185 is a series of Minutes of the Provincial Planning Advisory Board, but what I for one would be interested in knowing from Mr. Dant through Mr. Friedman: are there any Provincial Planning Advisory Board Minutes dealing with this matter from the period of say July of 1954 until January of 1957? Those are the Minutes that I am particularly interested in, if they deal with Campbelltown.

MR. WRIGHT: Or any Minutes before 1957.

MR. GILL: Or any Minutes before 1957 dealing with

3-B-15

Discussion re procedure

MR. GILL: (Cont.) Campbelltown, because the ones in evidence now start in January of 1957 and go April 3rd '57, and Mr. Lash leaves and they continue on.

MR. FRIEDMAN: Mr. Commissioner, as I recall the evidence given by Mr. Dant, it was to the effect that he had searched the Minutes and that he had drawn to the Commission's attention all of those excerpts from the Minutes that dealt with Campbelltown. However, Mr. Lash is present and he can give further evidence with regard to this matter if my friend wants it clarified, and I am sure that he is prepared to go through all of those Minutes again and see if there are any references that have been missed out.

4-P-1

H. Lash - Wright Ex.

MR. CLEMENT: This might be a helpful suggestion, sir. You will recall that Mr. Dant was not in any position at all involving the Provincial Planning Advisory Board during these years but that Mr. Lash was in fact a Director and Executive member and perhaps it might satisfy the purposes of the Inquiry if Mr. Lash went through Mr. Dant's Minutes which are in existence and satisfy himself as to whether or not there is anything further.

THE COMMISSIONER: Yes, well I think the logical thing to do would be for Mr. Lash, now that he is here and Mr. Dant is here, that they get together and they can look over what Minutes are on file and Mr. Lash can ascertain from Mr. Dant if there are any more and, if there are any more, have them produced.

MR. CLEMENT: Yes.

THE COMMISSIONER: Yes.

MR. CLEMENT: Will that be satisfactory?

MR. GILL: Yes, thank you.

THE COMMISSIONER: Yes, you will do that over the adjournment and we will adjourn then until tomorrow morning at nine o'clock.

(The Hearing stood adjourned
at 1:05 October 4th, A.D.
1967.)

